

REPUBLIC OF KENYA



MURANG'A COUNTY ASSEMBLY

THIRD ASSEMBLY

**THE SELECT COMMITTEE ON IMPLEMENTATION
REPORT ON THE SUBMISSIONS BY COUNTY EXECUTIVE COMMITTEE
MEMBERS ON THE IMPLEMENTATION STATUS OF VARIOUS MOTIONS PASSED
BY THE THIRD ASSEMBLY.**

Clerk's Chambers,
Murang'a County Assembly Buildings,
MURANG'A.

JUNE 2023

*CA - HBRC
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for Consi delation
All
27/06/2023*

Contents	
List of Annexures	3
1.0 PREFACE	4
1.1 Committee Membership	4
1.2 Committee Secretariat	4
1.3 Acknowledgement	5
2.0 BACKGROUND	6
3.0 INTRODUCTION	7
4.0 COMMITTEE OBJECTIVES	7
5.0 METHODOLOGY	7
6.0 ANALYSIS OF MOTION PASSED BY THE ASSEMBLY	7
The Analysis of the passed Motions is as tabulated below	8
6.1 Motion by Hon. John Kibaiya-MCA Gatanga Ward on Memorandum of Understanding with several Canadian Universities and College	8
6.1.1 Resolution 1	8
6.1.2 Implementation Status of Resolution 1	8
6.1.3 Resolution 2	9
6.1.4 Implementation Status of Resolution 2	10
6.2 Committee Observations on the Submissions by the CECM	10
6.3 Motion by Hon. Steven Muigai-MCA Kakuzi/Mitubiri Ward on Murang'a County ECDE School feeding Programme	10
6.3.1 Resolution .1	10
6.3.2 Implementation Status of Resolution 1	11
6.4 Committee Observations on the Submissions by the CECM	11
7.0 COMMITTEES RECOMMENDATIONS	11
8.0 CONCLUSION	12

List of Annexures

- I. Signed Memorandum of understanding between Northern island college in British Columbia,Canada and the County Government of Murang'a and Elimu International Education Connection.
- II. Signed Memorandum of understanding between Northern Lights College in British Columbia and the County Government of Murang'a and Elimu International Education Connection.
- III. Signed Memorandum of understanding between Fanshawe College in Ontario and the County Government of Murang'a and Elimu International Education Connection.
- IV. Signed Memorandum of understanding between Thompson Rivers University in British Columbia and the County Government of Murang'a and Elimu International Education Connection.
- V. Signed Memorandum of understanding between British Columbia Institute of Technology and the County Government of Murang'a and Elimu International Education Connection.
- VI. Submissions by the CECM Finance and Economic Planning Department on Implementation Status of Motion by Hon.John Kibaiya MCA Gatanga Ward
- VII. Submissions by the CECM -Education and Technical Training Department on Implementation status of ECDE School Feeding Programme

1.0 PREFACE

Hon. Speaker, pursuant to Standing Order 201, the Committee on Implementation is mandated to:-

- i) Scrutinize the resolutions of the Assembly (including adopted Committee reports), petitions, and the undertakings given by the County Executive Committee and examine;
 - (a) 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;
 - (b) Whether or not legislation passed by the Assembly has been operationalized and where operationalized, the extent to which such operationalization has taken place within the minimum time necessary;
- ii) Propose to the 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.

1.1 Committee Membership

The Committee on Implementation as currently constituted, comprises the following Hon.Members:-

NO	NAME	DESIGNATION
1.	Hon. Hilary Muigai Muchoki (MCA -	Chairperson
2.	Hon. Jane Mukami Kigotho (MCA)	Vice Chairperson
3.	Hon. Anthony Marubu Chege (MCA)	Member
4.	Hon. Gladys Wambui Waikau (MCA)	Member
5.	Hon. Grace Nduta Wairimu (MCA)	Member
6.	Hon. Peter Munga Njuguna (MCA)	Member
7.	Hon. John Kamwaga Mwangi (MCA)	Member
8.	Hon. Simon Mwaura wamwea (MCA)	Member
9.	Hon. Laban Chomba Njaramba (MCA)	Member
10	Hon. Elizabeth Wambui (MCA)	Member

1.2 Committee Secretariat

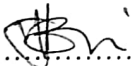
The Committee Secretariat facilitating the Committee Comprise-

NO	NAME	DESIGNATION
1.	Reuben Maina	Lead Clerk
2.	Denis Karanja	Clerk Assistant
3.	Grace Kabutha	Hansard Reporter
4.	Peter Ndung'u	Sergeant at Arms

1.3 Acknowledgement

Hon.Speaker, the Committee is grateful to the Office of the Speaker, the Office of the Clerk of the County Assembly, and the Committee secretariat for the support received as it discharged its mandate of establishing the implementation status of the County Assembly resolution.

It is therefore my pleasant duty and privilege, on behalf of the Select Committee on Implementation to table this Report and recommend it to the House for adoption.

Signed..........Date.....27/6/2023.....

Hon. Hillary Muchoki (MCA)

CHAIRPERSON, SELECT COMMITTEE ON IMPLEMENTATION

2.0 BACKGROUND

Hon.Speaker, It should be noted that Article 185 (3) of the Constitution of Kenya, 2010 provides that a County Assembly, while respecting the principle of the separation of powers, may exercise oversight over the County Executive Committee and any other County Executive organs, the role of which is exercised in respect of the functions stipulated under Article 183 of the Constitution of Kenya, 2010.

Hon.Speaker, the Select Committee on Implementation is mandated to scrutinize resolutions of the House arising from adopted Committee reports, public participation and undertakings given by the County Executive and examine whether such decisions and undertakings have been implemented within the Sixty (60) days as provided for in Standing Orders. Further, the Committee reviews whether such implementation has taken place within minimum time necessary and provides a satisfactory reason for the delay in full implementation .

It's worth noting that Standing Order 195 stipulates that within sixty days of a resolution of the Assembly or adoption of a report of a select committee, the relevant County Executive Committee Member under whose portfolio the implementation of the resolution falls shall provide a report to the relevant committee of the Assembly in accordance with Section 39 of the County Governments Act, 2012. The resolutions range from reports, petitions, and motions to Bills.

Implementation of House Resolutions captured in the various Committee reports and other Legislative processes in the House is critical in the evaluation of Assembly performance and success.

Hon.Speaker, upon expiry of the period stipulated under the Standing Orders, the Committee should write to the relevant County Executive Committee Member, who would be expected to respond within 14 days. If by the expiry of the 14-day period required for the County Executive Committee Member to respond, and he/she fails, a reminder letter is done by the Committee requiring submission of the implementation status within seven days, making reference to the first letter. If by the expiry of the 7-day period required for the County Executive Committee Member to respond, and he/she fails, a second reminder is done making reference to the first letter and the first reminder, where if the same is not acted upon the Committee may elect to summon the respective officer responsibly.

If the County Executive Committee Member responsible for the relevant department or Agency absolutely fails to act on the letters or invitations by the Committee, **Hon.Speaker** these amounts to substantial grounds sanctions against the said officer which may include;

- i. Absolutely failing to address/transact/ discuss any business pertaining to the docket held by that particular County Executive Committee Member.

- ii. Failing to approve the budget estimates of the department that the Officer in question holds until he/she honors the authority of the County Assembly and appears before the Committee with an absolute apology and explanation for undermining the Assembly.

3.0 INTRODUCTION

Hon.Speaker, the Select Committee on Implementation in its 4th quarter set out part of its program to review the sector's progress on the Implementation of the County Assembly Resolutions and undertake an evaluation of the key challenges faced in implementation and the way forward.

In the above regard the Committee resolved to hold a workshop from 21-23, June 2023 in Nairobi, as well as meetings within the precincts of the Assembly which has culminated into this report.

The report entails a compilation of the responses received and their status of implementation as of the time of adoption of the report.

4.0 COMMITTEE OBJECTIVES.

The committee set out the following objectives:

- a) To determine the implementation status of the Motions passed by the County Assembly
- b) To establish the implement ability of the Motions passed by the Assembly.
- c) To review the Assembly Resolutions, follow up on mechanism on the passed resolutions for Implementation.
- d) To explore monitoring and evaluation techniques on the Implementation of the passed resolutions by the County Assembly.

5.0 METHODOLOGY.

Hon.Speaker, the Committee in its endeavor to furnish this House with a clear status of the implementation status of the County Assembly motions, prosecuted its mandate by Examining in detail the adopted resolutions and submissions by the County Executive Committee Members.

6.0 ANALYSIS OF MOTION PASSED BY THE ASSEMBLY.

Hon.Speaker, Motions considered and passed by the Assembly often come in two forms:

1. **Substantive Motions-** a self-contained independent proposal submitted for debate in the Assembly expressing a decision whose approval requires action by the County Executive and:
2. **Resolutions Motions-** a Motion containing decisions that have been agreed on by a committee- ie Committees' Report that is subjected to the Assembly for debate and whose approval requires action by the Executive.

Administratively, the Murang'a County Assembly table Office is tasked with conveying Assembly Resolutions to the County Executive and other relevant sectors in a timely manner.

The Analysis of the passed Motions is as tabulated below

6.1 Motion by Hon. John Kibaiya-MCA Gatanga Ward on Memorandum of Understanding with several Canadian Universities and Colleges

Hon. Speaker, The Committee in a meeting held on Wednesday, February, 15, 2023 observed that on December, 06, 2022 the County Assembly adopted the Motion by Hon. John Kibaiya-MCA Gatanga Ward on Memorandum of understanding with several Canadian Universities and Colleges, and subsequently forwarded it to the office of County Executive Committee Member for implementation.

In recognition of the mandate vested upon the Select Committee on Implementation by Standing Order 195, the period within which the CECM was expected to furnish the County Assembly and, in this case, the Select Committee on Implementation with the report on the status of implementation of the said resolution lapsed on Monday, February, 13, 2023. In view of the above the CECM was required to submit to the County Assembly implementation status report on the said resolution on or before Wednesday, March, 1, 2023.

6.1.1 Resolution 1.

The resolution was directing the County Executive Committee Members in Charge of Finance and Economic Planning and Education and Technical Training, to forward the signed Memorandum of Understandings for consideration and ratification by the Assembly.

Hon. Speaker, the CECM in charge of the Finance and Economic Planning Department submitted the status of implementation of the resolution on 21, March 2023

6.1.2 Implementation Status of Resolution 1

The CECM submitted the following:

- 1) The Murang'a County Government held a consultative meeting and signed Memoranda of understanding with the following Canadian Universities and College (**Copies of MOU attached**):
 - i. Northern island college in British Columbia
 - ii. Northern Lights College in British Columbia
 - iii. Fanshawe College in Ontario
 - iv. British Columbia Institute of Technology
 - v. Thompson Rivers University in British Columbia

Areas of cooperation under the signed Memoranda of understanding included the following:

- i. Facilitating students to study in Canada through a youth empowerment program.
 - ii. Promoting Student mobility between Murang'a and Canada
 - iii. Promoting skills training and customized program development
 - iv. Collaborating in teaching and learning including creating opportunities for faculty,
 - v. Students and Staff to benefit from the partnership through the Canadian Global Skills Opportunities program as well as the Canadian Faculty Mobility Program
- 2) That the County Government also had engagements with the Universities of Finland that have also expressed interest in recruiting students from Murang'a County.
 - 3) That the County Government held three public awareness and symposiums as indicated below:
 - a) The First one was held in Murang'a University of Technology on February 3,2023 and was attended by more than 1500 persons, also in attendance were: the Trade Commissioner Assistant of the Canadian High Commission (Charity Kabaya); two representatives of Laurea University in Finland; Elimu International Education Connection; and skills Dove Consultancy.
 - b) The Second recruitment symposium was Conducted on February and 14,2023 where Laurea and Lab Universities conducted interviews for those interested in studying in Finland.
 - c) The third recruitment Symposium was conducted on February 18, 2023 where Elimu International Education Connection gave further information on Studying in Canada.
 - 4) That, as of reporting time only 81(Eighty-one) applicants had met the qualifications to study in Canadian Universities, and 47 (Forty-Seven) of them have been deemed eligible to join Universities in Finland. The prospective students are waiting for admission letters so that they can commence their studies in September 2023.

6.1.3 Resolution 2.

Hon.Speaker, the CECM in charge of Finance and Economic Planning Department submitted the status of implementation of the resolution on 21, March 2023.

Hon.Speaker, The Resolution was urging the Murang'a County Government, to explore and enter into appropriate arrangements with financial institutions to support financially challenged students who wish to join the abovementioned initiative.

6.1.4 Implementation Status of Resolution 2

Hon.Speaker, The CECM submitted that the Murang'a County Government signed Memoranda of Understanding with the Cooperative Bank of Kenya, which will enable students to access educational loans up to a maximum of Kshs 2Million, a figure that can be adjusted upwards depending on the Security provided and the turnover of the account.

6.2 Committee Observations on the Submissions by the CECM

Hon.Speaker, Upon examination and deliberation of the findings, the Committee made the following observations:

1. **THAT**, the abovementioned resolutions have been implemented and Copies of signed Memoranda of Understanding forwarded to the Assembly.
2. **THAT**, the Program is ongoing and the implementation process is in progress.
3. **THAT**, There was engagement between the Universities of Finland and Murang'a County Government ,However, copies of the MOU were not submitted to the Assembly.

6.3 Motion by Hon.Steven Muigai-MCA Kakuzi/Mitubiri Ward on Murang'a County ECDE School feeding Programme

Hon.Speaker, The Committee in a meeting held on Wednesday, April ,12, 2023 observed that on January,31,2023, the County Assembly adopted the Motion by Hon.Steven Muigai-MCA Kakuzi/Mitubiri Ward on Murang'a County ECDE School feeding Programme and subsequently forwarded it to the office of CECM in charge of Education and Technical Training office for implementation.

In recognition of the mandate vested upon the Committee on Implementation by Standing Order 195, the period within which the said CECM was expected to furnish the County Assembly and, in this case, the Select Committee on Implementation with the report on the status of implementation of the said resolution lapsed on **Friday, March,31,2023**.

In view of the above the CECM was required to submit to the County Assembly implementation status report on the said resolution on or before **Friday, April 28, 2023**.

6.3.1 Resolution .1

Hon.Speaker, The CECM Education and Technical Training Department submitted the status of implementation of the resolution on 20 April 2023 as follows:

The resolution was urging the County Executive Committee Member in charge of Education and Technical Training to roll out the Murang'a County ECDE porridge School feeding program to all ECDE Centers in Murang'a County.

6.3.2 Implementation Status of Resolution 1

In her response **Hon.Speaker**, the CECM Education and Technical Training Department submitted the following before the Committee:

1. **THAT**, Murang'a County ECDE porridge School feeding program was rolled out between 20th and 27th February 2023 in all the 55 kitchens in Murang'a County, and Sensitization meetings were carried out across the County for the cooks, riders, and uji champions with assistance from Food for Education and Nutrition Kenya.
2. **THAT**, the learners in 650 centers across the County each get a cup of porridge every day.
3. **THAT**, the total cost of the program for term one 2023 was Kshs.20,735,078

6.4 Committee Observations on the Submissions by the CECM

Upon examination and deliberation of the findings, the Committee made the following observations:

1. **THAT**, the Committee was of view that the implementation status report submitted by the CECM was substantial.
2. **THAT**, the programme is ongoing and the implementation process is continuous.
3. **THAT**, the program was started to ensure children do not drop out of school because of hunger especially during dry seasons, and also to ensure that the children consume high-quality porridge that has the necessary nutrients to support their growth and development.

7.0 COMMITTEES RECOMMENDATIONS

On the foregoing, the Committee recommends as follows:

1. **THAT**, CECM Finance and Economic Planning is to submit to the Assembly copies of the MOU signed between the Murang'a County Government and Cooperative Bank of Kenya within 14 days of the adoption of this report.
2. **THAT**, the County Executive submit to the Assembly its annual report on the implementation status of the County policies and plans as provided for in section 30 (2) (j) of the County Government Act,2012 within 60 days of the adoption of this report.

3. **THAT**, the County Executive forthwith establish a liaison Office between the Assembly and the County Executive with the purpose of coordinating Assembly resolutions and executive feedback on the same.






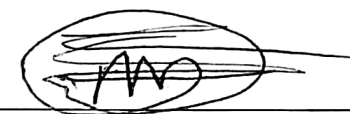

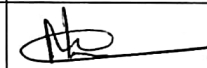
8.0 CONCLUSION

Hon. Speaker, the Committee expects that the various County departments to regularly update it without fail and within the time stipulated by Standing Order 195, and be able to render reports on the implementation status of all resolutions passed by the Assembly.

Further, the Committee therefore believes that the County Executive Committee Members should ensure that the recommendations in this report are implemented in entirety. Additionally, the Sectoral Committees should also remain proactive in discharge of their mandate particularly that of oversight so as to ensure that the programmes that fall within the province of their corresponding County departments are carried out in a manner that resonates with the purpose for which they were approved, even as the Committee on Implementation addresses itself on the same, since they have the primary mandate of day to day to oversight their respective departments as provided for under Standing Order 204(5).

THE SELECT COMMITTEE ON IMPLEMENTATION

REPORT ADOPTION SCHEDULE.

NO.	NAME	SIGN
1.	Hon. Hilary Muigai Muchoki (MCA -Chairperson	
2.	Hon. Jane Mukami Kigotho (MCA) -Vice Chairperson	
3.	Hon. Anthony Marubu Chege (MCA)	
4.	Hon. Gladys Wambui Waikau (MCA)	
5.	Hon. Grace Nduta Wairimu (MCA)	
6.	Hon. Peter Munga Njuguna (MCA)	
7.	Hon. John Kamwaga Mwangi (MCA)	
8.	Hon. Simon Mwaura wamwea (MCA)	
9.	Hon. Laban Chomba Njaramba (MCA)	
10.	Hon. Elizabeth Wambui (MCA)	