

REPUBLIC OF KENYA



PARLIAMENT

THE SENATE



*Paper laid on
the table of the
Senate by
Sen. Billow Kemau
on 01/12/2016
LAP
01/12/16*

ELEVENTH PARLIAMENT – FOURTH SESSION

REPORT OF THE SENATE STANDING COMMITTEE ON FINANCE,
COMMERCE & BUDGET ON THE PETITION
BY
MEMBERS OF THE GARISSA COUNTY ASSEMBLY ON THE REJECTED
GARISSA COUNTY GOVERNMENT BUDGET ESTIMATES FOR THE
FINANCIAL YEAR 2016/2017

PARLIAMENT BUILDINGS
NAIROBI

NOVEMBER 2016

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ABBREVIATIONS AND ACRONYMS

CFO	– Chief Finance Officer
EACC	– Ethics and Anti-Corruption Commission
FY	– Financial Year
IFMIS	– Intergrated Financial Management Information System
MCA	– Member of County Assembly
MP	– Member of Parliament
PFM	– Public Finance Management
TA	– Transitional Authority

PREFACE

Establishment of the Committee

The Standing Committee on Finance, Commerce and Budget was constituted by the House on Thursday, 13th March, 2014 during the Second Session of the Eleventh (11th) Parliament. The Standing Committee on Finance, Commerce and Budget is established pursuant to Standing Order No. 208 (1) which *inter alia* states that;-

There shall be Select Committees to be designated Standing Committees which shall be nominated by the Rules and Business Committee in consultation with parliamentary parties at the commencement of every Parliament.

Mandate of the Committee

The Committee is mandated under the Second Schedule of the Standing Orders to, investigate, inquire into and report on all matters relating to coordination, control and monitoring of the county budgets and to:

- a) Discuss and review the estimates of County governments and make recommendations to the Senate;
- b) Examine the Medium term Budget Policy Statement presented to the Senate;
- c) Examine and report on the Budget allocated to constitutional commissions and independent offices;
- d) Examine bills related to the Counties;
- e) Examine the Budget, including the Division of Revenue Bill; and
- f) Examine and consider all matters related to resolutions and Bills for appropriations, share of national revenue amongst the counties and all matters concerning the National Budget, including public finance, monetary policies and public debt, trading activities and commerce, tourism, investment and divestitures policies, planning and development policy.

Membership of the Committee

The Committee is comprised of the following members:-

1. The Hon. Sen. Billow Kerrow, MP. - Chairperson
2. The Hon. Sen. (Eng.) Peter Ole Mositet, MP.-Vice - Chairperson
3. The Hon. Sen. G. G. Kariuki, EGH, MP.
4. The Hon. Sen. Moses Wetang'ula, EGH, MP.
5. The Hon. Sen. Beatrice Elachi, CBS, MP.
6. The Hon. Sen. (Dr.) Wilfred Machage, MGH, MP.
7. The Hon. Sen. Mutahi Kagwe, EGH, MP.

8. The Hon. Sen. (Prof.) Peter Anyang' Nyong'o, EGH, MP.
9. The Hon. Sen. (Dr.) Boni Khalwale, MP.
10. The Hon. Sen. (Prof.) John Lonyangapuo, CBS, MP.
11. The Hon. Sen. Mutula Kilonzo Junior, MP.
12. The Hon. Sen. Aaron Kipkirui Cheruiyot, MP.
13. The Hon. Sen. Catherine Mukite Nabwala, MP.
14. The Hon. Sen. Zipporah Kittony, MP.
15. The Hon. Sen. Paul Njoroge Ben, MP.
16. The Hon. Sen. (Dr.) Agnes Zani, MP


Acknowledgement

Mr. Speaker Sir,

The Committee is grateful to the Petitioners who are also members of the County Assembly of Garissa County who submitted the Petition to the Senate for due consideration.

The Committee wishes to acknowledge the time and considerable effort made by all parties who volunteered information before it. The Committee is also particularly grateful to the Offices of the Speaker, the Clerk of Senate for the support received as it discharged its mandate. I also wish to express my gratitude to my colleagues for their thoughtful input and engaged contributions to the matter.

Mr. Speaker Sir, on behalf of the committee and pursuant to Standing Order 227 (2) it is now my pleasant and honourable duty to present and lay on the table of the house the report of the Finance, Commerce and Budget Committee regarding the Petition to the Senate on the rejected Garissa County Government Budget Estimates for the FY 2016/17 and challenges faced by Garissa County Assembly in discharging its mandate.

Signed.......... Date.....1/12/2016.....

SEN. BILLOW KEROW, M.P.
CHAIRPERSON FINANCE, COMMERCE AND BUDGET COMMITTEE

CHAPTER 1

INTRODUCTION

The right of Kenyan citizens to petition public authorities and Parliament is a right conferred by the Constitution under Articles 37 and Article 119 of the Constitution. The right to petition is an essential citizen participatory tool that allows for direct intervention by Parliament on issues relating to the promotion and protection of the rights of citizens.

The Parliament (procedure) Act No. 22 of 2012 makes provisions for the procedure for the exercise of the right to petition and also defines the format of petitions to be addressed to the Senate or National Assembly.

Pursuant to the Senate Standing Order No. 220 (1) (a) and 225 (2) (b) the Deputy Speaker of the Senate, Sen. Kembi Gitura, on 6th October, 2016, presented a public petition to the Senate on behalf of the County Assembly of Garissa in regards to the rejected Garissa County Government Budget Estimates for the financial year 2016/17 and challenges faced by Garissa County Assembly in discharging its mandate and role.

The petition was signed by 35 Members of the County Assembly and drew the attention of the Senate to the following issues:-

1. THAT, the Garissa County Executive notably the County treasury allegedly violated the public finance management laws and deviated from the documents that inform the budget;
2. THAT, the Assembly has been struggling with the lack of Corporation from the County Executive, notably the treasury;
3. THAT, there has been deliberate negligence of the reporting responsibilities of the County treasury to the Assembly;
4. THAT, there has been consistently untimely and substandard budget and planning documents;
5. THAT, Garissa County is allegedly believed to have huge pending payments;
6. THAT, the County Assembly made tireless efforts in instilling financial discipline and ensure due diligence and strict adherence to the rule of law, through regular advisories but this did not yield any positive results;
7. THAT, they have made the best of efforts to have these matters addressed by the relevant County authorities all of which have failed to give satisfactory response; and
8. THAT, none of the issues raised in the petition is pending before any court of Law, Constitutional or any other legal body.

The petitioners therefore prayed that;-

1. The Senate adopts and approves the recommendations of Garissa County Assembly petition on the rejected Garissa County Government budget estimates for financial year 2016/2017;
2. The Senate requests the controller of budget to stop any further disbursements of funds to the County;
3. The Senate and its Committees provides sufficient oversight to the County in order to bring sanity and order to the county;
4. There is need for an analysis of the actual debt status of the County. This emanates from the high level of pending bills/unpaid new projects of the country;
5. The County Assembly, the Controller of Budget, and the Auditor General to carry out an investigation on the payments that were done by the County to contractors. It is alleged there were suspicious payments paid to ghost contractors;
6. There was need to carry out a lifestyle audit of all the previous and the current treasury staff of Garissa County;
7. There was need to form a multi- agency team that would investigate if the County was budget compliant;
8. The Assembly appealed to the Senate to consider the numerous cases of complaints against the County Executive from the public of favorism, nepotism and fraudulent payments by the Executive in paying the contractors and suppliers and
9. That, any other relevant measures that are deemed fit be adopted to ensure satisfactory service delivery and prudent use of public funds.

Pursuant to Standing Order No. 227, the petition stood committed to the Standing Committee of the Senate on Finance Commerce and Budget.

CHAPTER TWO

COMMITTEE'S METHODOLOGY/APPROACH

2.1 Committee's Proceedings

The guiding principle in the Committees' approach to the petition was to reply to the prayers of the petitioners conclusively. The Members of the Committee analyzed the issues to be determined from the prayers of the petitioners and identified the necessary action to be taken.

It should be noted that the Committee did not have a session with the Members of the County Assembly or the County Executive of Garissa and the consensus among the Members was that interactions within the Committee was adequate. The Committee therefore reviewed documents and held deliberative meetings.

2.2 Deliberative Sessions

In the exercise of its mandate, the Committee held two deliberative sessions to consider the matter under review. The Minutes of this session as well as the petition presented to the Committee are annexed to this report.

2.3 Review of Documents

The Committee reviewed documents tabled during the deliberative sessions, made observations and recommendations as contained in this report.

CHAPTER THREE

CONSIDERATION OF THE PETITION BY THE COMMITTEE

The Committee considered the petition as presented by the County Assembly of Garissa and noted that;-

1. The Garissa County Executive notably the County treasury allegedly violated the public finance management laws and deviated from the documents that inform the budget;
 - 1.1 the budget estimates 2016/2017 did not adhere to the ceilings adopted by the Assembly in the County fiscal strategy paper 2016 as required by Section 129 (2)(b) of the Public Finance Management Act 2012;
 - 1.2 contrary to the ceilings as approved in the County Fiscal Strategy Paper which form the basis of the expenditure ceilings for FY 2016/17 and medium term, the submitted budget estimates increased expenditure by 2.12% deviating from the CFSP hence violating Regulation 37(1) of Legal Notice No, 35 which sets change in vote ceiling by 1%;
 - 1.3 the programmes and targets of the budget estimates deviated from the programmes and targets in the annual development plan. The deviation has not been explained in a memorandum approved by the County Assembly;
 - 1.4 the County treasury did not verify the debt levels and did not submit to the County Assembly for approval a debt strategy plan in line with Section 123 of PFM Act 2012;
 - 1.5 the narration for the programme based budgeting in the 2016/2017 estimates is extremely weak.
- 2 The Assembly has been struggling with the lack of Corporation from The County Executive, notably the treasury:
 - 2.1 THAT, violating Articles 35,185 & 195 of the Constitution 2010, Section 39 (2) of the County Government Act 2012 and Standing order 172. The Assembly's numerous correspondences to the County Treasury to respond to resolutions and statements sought in the Assembly regarding the use of public money has remained futile. Most of those correspondences and invitations to appear before the Assembly or its committees were ignored even after subsequent reminders. The few times responses were made, they were both shallow and unsatisfactory;
 - 2.2 THAT, it has been frustrating for the County Assembly to carry out its mandate to protect public resources. The governor transferred the County Executive Committee Member for finance three times in the last three years, this happens every time the

Assembly summons, inquires for information or documents regarding investigations regarding serious cases pertaining to misuse of public resources;

- 2.3 THAT, recently the immediate CEC Member for finance was transferred yet days before the transfer he was to avail crucial documents and information to a committee investigating payments to contractors for projects that were not budgeted for. The Executive has mastered this tactic which enables it to frustrate the process and in the process scuttle the investigations and undermine the oversight need;
- 2.4 THAT, it has also emerged that several other County executive departments and entities suffered the frustrations including lack of information and no disbursement of money allocated to them in the budget. This was made evident by testimonies from accounting officers to the entities during the budget stakeholders' hearing organized by the Budget and Appropriation Committee of the County Assembly;
- 2.5 THAT while most of the departments testified that they are not given funds budgeted for and is in the County revenue; this has handicapped service delivery and one of the most affected areas is health department.
- 3 THAT, there has been deliberate negligence of the reporting responsibilities of the County treasury to the Assembly;
- 3.1 THAT, there have not been any quarterly reports from the County Government entities while in essence each accounting officer should have submitted to the County Treasury which has never been published nor publicized as required by Section 166 Public Finance Management Act 2012 as well as the Regulations;
- 3.2 THAT, Several reminders and requests for the quarterly reports have been ignored. The quarterly reports help in guiding properly future planning by pointing out areas of prioritization and need for the County.
- 4 THAT, there has been consistently untimely and substandard budget and planning documents;
- 4.1 THAT, The timelines for the budget making process and the documents to be submitted to the County Assembly are very clear in the PFM Act 2012 and the Regulations (Legal Notice No. 35). The County Treasury has mastered the art of last minute rush making it difficult for the Assembly to have time with documents to scrutinize and interrogate it for effective decision making.
- 4.2 THAT, Most of the documents submitted do not meet thresholds dictated by the law. Forcing the Assembly to return them with recommendations and guide the Executive for redrafting. This reduces the time to make any meaningful deliberation for any necessary amendments and input.

- 4.3 THAT, this has made the Assembly to write to the County government to submit the crucial documents for the Assembly in good time to avoid last minute rush. Yet there been no cooperation on the same. This is something that can be viewed as a deliberate attempt to arm twist the Assembly to adopt and pass the documents without due regard to the existing legislations.
- 5 THAT, Garissa County is allegedly believed to have huge pending payments;
- 5.1 THAT, The list of programs and projects provided in the estimates were not comprehensive enough and it is difficult to distinguish between new projects and ongoing ones hence questioning credibility of the budget jeopardizing transparency and accountability in the budget. This has been further made difficult by lack of proper debt management strategy for the County.
- 5.2 THAT, the Assembly has received countless complain from the public, suppliers and contractor who have been contracted by the County government and who are not paid even after completing their work, it has also emerged the County treasury has been paying huge amounts of public funds to non-existent projects which were not budgeted for, while some of the projects paid for are either not done or partially done. In the last one year there have been demonstrations by County residents who the County government owes.
- 5.3 THAT, their attempts to intervene and ascertain some of this information has been met with none corporation and deliberate rejection to honor invitations and summons to appear before the Assembly and/or its committees.
- 6 THAT, In conclusion: On matters of managing public money, the Assembly as it is constitutionally mandated to be the representative of the people made tireless efforts in instilling financial discipline and ensure due diligence and strict adherence to the rule of law, through regular advisories but this did not yield any positive results. The Garissa County Treasury opted deliberately not to learn and adhere to the law;
- 6.1 The Assembly's commitment to see to it that public money is properly planned for and spent as the Constitution and the law's relating to public finance management prescribe has been frustrated and scuttled with mission to retain the rot and insanity at the County treasury.
- 6.2 The Petitioners allege that the County Executive has employed undesirable tactics which takes advantage of the clan sensitivity of the County and regularly diverted a procedural issue with the Assembly into a political angle which has enabled them scatter a noble cause.
- 6.3 Frequent and calculated transfers of those holding the position of CEC for finance every time there is investigation on fraudulent activities in the County treasury is used by the executive to jeopardize the exercise.

- 7 THAT, they have made the best of efforts to have these matters addressed by the relevant County authorities all of which have failed to give satisfactory response.
- 8 THAT, none of the issues raised in the petition is pending before any court of Law, Constitutional or any other legal body.

CHAPTER FOUR

OBSERVATIONS, RESPONSE/RECOMMENDATIONS

4.1 Committee's Observations

The Committee arrived at the following observations;

1. The County Executive violated Section 129 (2) (b) of the Public Finance Management Act, 2012 which provides that the County Executive Committee member for finance shall ensure that the estimates submitted are in accordance with the resolutions adopted by the County Assembly on the County Fiscal Strategy Paper;
2. However, the Budget Estimates 2016/2017 for Garissa County stood at Kshs 17 billion shillings and was passed after a delay of four months and hence the petition on the matter has been overtaken by events, however other matters raised herein may be addressed by the Committee; and
3. The concerns of the petitioners were valid and indeed required urgent remedial actions of a multi sectoral nature.

4.2 Committee's Response /Recommendations

An effective response to the matters raised by the public petition will protect public faith in the integrity, goodwill and commitment of Parliament, and specifically the Senate, to respond to matters of public concern.

To this effect, from the evidence adduced and the observations made, the Committee makes the following determinations on the prayers of the petitioners:

- i. THAT, the Senate adopts and approves the recommendation of Garissa County Assembly petition on the rejected Garissa County Government budget estimates 2016/2017;

The Committee notes that the matter has been overtaken by events since the budget of Garissa County Government was passed. However, the Committee has considered the outstanding issues raised by the petitioners and provided its recommendations as contained in this report

- ii. THAT, the Controller of Budget halts any further funds disbursements to Garissa County. In extraordinary cases, emergency needs for disbursements should be tabled and approved by the Assembly;

Article 225 of the Constitution provides for the mechanism through which the Cabinet Secretary of the National Treasury may authorize the stoppage of transfer of funds. The Committee recommends that the Controller of Budget presents a report on the Garissa County Budget for material breach of the PFM Act for further action to be taken by Parliament.

- iii. THAT, The Senate and its committees to provide enough support to Garissa County Assembly draw a road map in bringing order and sanity at Garissa County treasury;

The Committee is willing to step in and assist the County Government at a time that is mutually agreed by the Committee and the County Assembly.

- iv. THAT, following the public outcry on pending payments / unpaid projects and services offered to the Garissa County Government, the County Assembly and other relevant government agencies to conduct a study on the actual debt status of Garissa County;

The Committee recommends that the debt status of Garissa County be determined by the Auditor General through a special audit.

- v. THAT, Garissa County Assembly with the help of the Controller of Budget and the Auditor General to carry out an investigation on payments done by Garissa County Government since there are suspicions of payments done to ghost contractors;

The Committee notes that since the Audit Report for the FY 2014/15 has now been tabled in the Senate; the Senate County Public Accounts and Investments Committee shall consider the matter as raised by the Auditor General and submit its findings to the Senate within the next three months.

- vi. THAT, lifestyle audit of all the previous and current Garissa County treasury staff be conducted;

The Committee recommends that the Ethics and Anti Corruption Commission undertakes a lifestyle audit of key staff of the County Government and submit the findings to the Senate within the next three months.

- vii. THAT, a multi-agency team drawn from the Office of the Controller of Budget, Auditor General's Office, Public Procurement Oversight Authority, the Senate and Garissa County Assembly be established to investigate the budget compliance of Garissa County Government in respect to the just ended financial year and the previous years. Projects earmarked for the last financial year were not done completely;

The Auditor General Report should be able to highlight the afore-mentioned concerns and therefore the relevant agencies can step in thereafter.

- viii. THAT, The Assembly has noted with a lot of concern numerous complaints from the public of favoritism, nepotism and fraudulent payments by the County treasury when

paying contractors and suppliers. Therefore to ensure equality any future payments to contractors and suppliers should be done equally across all the Sub-Counties;

The Senate shall direct all the relevant authorities mentioned to undertake this exercise and report to the Senate.

- ix. THAT, any other relevant measures that are deemed fit be adopted to ensure satisfactory service delivery and prudent use of public funds.

The Committee is in the process of reviewing the relevant laws and legislations that falls within its mandate and to protect and enhance the process of enacting legislations in the County Governments and set the benchmarks for developing a shared vision in the management of public finance.

MINUTES OF THE 86TH SITTING OF THE SENATE STANDING COMMITTEE ON FINANCE, COMMERCE AND BUDGET HELD AT COUNTY HALL, GROUND FLOOR BOARDROOM ON WEDNESDAY, 19TH OCTOBER, 2016 AT 9.00A.M.

PRESENT

- | | |
|----------------------------------|---------------------|
| 1. Sen. (Dr.) Wilfred Machage | -Member (Ag. Chair) |
| 2. Sen. Moses Wetang'ula | -Member |
| 3. Sen. Aaron Kipkirui Cheruiyot | -Member |
| 4. Sen. Zipporah Kittony | -Member |

ABSENT WITH APOLOGY

- | | |
|--|-------------------|
| 1. Sen. Billow Kerrow | -Chairperson |
| 2. Sen. Peter Ole Mositet | -Vice Chairperson |
| 3. Sen. G.G Kariuki | -Member |
| 4. Sen. Beatrice Elachi | -Member |
| 5. Sen. (Dr.) Boni Khalwale | -Member |
| 6. Sen. (Dr.) Agnes Zani | -Member |
| 7. Sen. (Prof.) John Lonyang'apuo | -Member |
| 8. Sen. Mutula Kilonzo Junior | -Member |
| 9. Sen. Mutahi Kagwe | -Member |
| 10. Sen. (Prof.) Peter Anyang' Nyong'o | -Member |
| 11. Sen. Catherine Mukite | -Member |
| 12. Sen. Paul Ben Njoroge | -Member |

IN ATTENDANCE

1. Mr. Victor Bett
2. Mr. Benjamin Ng'imor
3. Mr. Thomas Oghwell
4. Ms. Catherine Ngati
5. Ms. Fatuma Abdi
6. Ms. Laura Kitur

SENATE SECRETARIAT

- Clerk Assistant
- Parliamentary Budget Office
- Parliamentary Budget Office
- Parliamentary Budget Office
- Audio Recording
- Intern

MIN NO.496/2016:

The chair called the meeting to order at 9.15 am. This was followed by a word of prayer.

MIN NO. 497/2016:

The agenda was adopted as follows;

1. Preliminaries

- *Prayer*
- *Remarks by the Chairperson*

2. Adoption of the Agenda

3. **Petition by members of the Garissa County Assembly on the rejected Garissa County Government Budget Estimates for the financial year 2016/2017**

4. **Petition by members of SOCATT- Kenya for annulment of regulations 25(1)(f), 37 and 38 of the Public Finance Management (County Governments) Regulations, 2015**
5. Any Other Business
6. Date of Next Meeting
7. Adjournment

MIN NO. 498/2016: **PETITION BY MEMBERS OF THE GARISSA COUNTY ASSEMBLY ON THE REJECTED GARISSA COUNTY GOVERNMENT BUDGET ESTIMATES FOR THE FINANCIAL YEAR 2016/2017**

The Committee members were taken through the Petition brief (*copy attached*) by the Parliamentary Budget Office and the Committee noted that the Petition had been overtaken by events since the Estimates had earlier been rejected but as at the time of the meeting the Committee noted that the County Government had passed their Budget the previous week.

Therefore Committee resolved that the Petitioners should be reported back to by a report to be adopted by the Committee acknowledging receipt of the Petition and that since the matter has already been settled then the matter rests.

MIN NO. 499/2016: **PETITION BY MEMBERS OF SOCATT-KENYA FOR ANNULMENT OF REGULATIONS 25(1)(F), 37 AND 38 OF THE PUBLIC FINANCE MANAGEMENT (COUNTY GOVERNMENTS) REGULATIONS, 2015**

The Committee members were taken through the Petition brief (*copy attached*) by the Parliamentary Budget Office and the Committee noted that the Petition is very urgent and that the Committee should proceed and invite the National Treasury and the Controller of Budget to give their views on the matter since the Senate had communicated to them previously on the matter and they have since not acted.

MIN NO. 500/2016: **ANY OTHER BUSINESS**

- The Committee reviewed the matter to set the date on the Vihiga Summons to the Governor Vihiga and resolved that the Governor be allowed to appear before the Committee on 1st November, 2016.
- The Committee reviewed the matter on the Petition by Mr. David O. Gesicho for enactment of legislation to confine the National and County Governments to the exclusive use of interest free Islamic Bonds ('Sukuk') when borrowing and resolved that following a brief by the Legal Counsel attached to the Committee that a letter be sent to the National Treasury seeking their advice and input on the way forward relating to the aforementioned Petition then given the advice and going forward the Committee may either decide to invite the Petitioner or alternatively report back to him.

MIN NO. 501/2016:

DATE OF NEXT MEETING

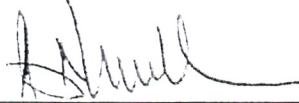
The date of the next meeting was scheduled for Tuesday, 25th October, 2016 at the County Hall Boardroom at 11.00am.

MIN NO. 502/2016:

ADJOURNMENT

There being no other business, the meeting was adjourned at 10.45am.

SIGNED



(CHAIRPERSON)

DATE

1/12/2016

MINUTES OF THE 100TH SITTING OF THE SENATE STANDING COMMITTEE ON FINANCE, COMMERCE AND BUDGET HELD AT COUNTY HALL, GROUND FLOOR BOARDROOM ON THURSDAY, 1ST DECEMBER, 2016 AT 10.00A.M.

PRESENT

- | | |
|----------------------------------|-------------------|
| 1. Sen. Billow Kerrow | -Chairperson |
| 2. Sen. Peter Ole Mositet | -Vice Chairperson |
| 3. Sen. (Dr.) Wilfred Machage | -Member |
| 4. Sen. Catherine Mukite | -Member |
| 5. Sen. Beatrice Elachi | -Member |
| 6. Sen. Zipporah Kittony | -Member |
| 7. Sen. Mutahi Kagwe | -Member |
| 8. Sen. Aaron Kipkirui Cheruiyot | -Member |
| 9. Sen. Paul Ben Njoroge | -Member |

ABSENT WITH APOLOGY

- | | |
|---------------------------------------|---------|
| 1. Sen. (Prof.) John Lonyang'apuo | -Member |
| 2. Sen. Moses Wetang'ula | -Member |
| 3. Sen. (Dr.) Agnes Zani | -Member |
| 4. Sen. Mutula Kilonzo Junior | -Member |
| 5. Sen. (Dr.) Boni Khalwale | -Member |
| 6. Sen. (Prof.) Peter Anyang' Nyong'o | -Member |
| 7. Sen. G.G Kariuki | -Member |

IN ATTENDANCE

1. Mr. Boniface Lenairoshi
2. Mr. Victor Bett
3. Mr. Lucy Radoli

SENATE SECRETARIAT

- Principal Clerk Assistant
- Clerk Assistant
- Legal Counsel

MIN NO. 582/2016: PRELIMINARIES

The chair called the meeting to order at 10.29am. This was followed by a word of prayer.

MIN NO. 583/2016: ADOPTION OF THE AGENDA

The agenda was adopted as follows;

1. Preliminaries
 - *Prayer*
 - *Remarks by the Chairperson*
2. Adoption of the Agenda
3. Confirmation of Minutes
4. **Adoption of the Committee's Petition Reports**
5. Any Other Business
6. Date of Next Meeting
7. Adjournment

MIN NO. 578/2016:

CONFIRMATION OF MINUTES

The Chairman led the meeting to the confirmation of Minutes as follows;

Minutes of the 91st sitting held on 3rd November, 2016 were confirmed as a true record of the proceedings having been proposed and seconded by Sen. (Dr.) Wilfred Machage and seconded by Sen. Paul Ben Njoroge respectively.

Minutes of the 86th sitting held on 19th October, 2016 were confirmed as a true record of the proceedings having been proposed and seconded by Sen. (Dr.) Wilfred Machage and seconded by Sen. Zipporah Kittony respectively.

Minutes of the 85th sitting held on 18th October, 2016 were confirmed as a true record of the proceedings having been proposed and seconded by Sen. Aaron Kipkirui Cheruiyot and seconded by Sen. Zipporah Kittony respectively.

MIN NO. 579/2016:

**ADOPTION OF THE COMMITTEE'S
REPORTS ON PETITIONS**

The Committee therefore adopted its report on Garissa Petition and was proposed by Sen. Mutahi Kagwe and seconded by Sen. Zipporah Kittony respectively.

The Committee therefore adopted its report by SOCCAT-Kenya Members Petition and was proposed by Sen. Mutahi Kagwe and seconded by Sen. Zipporah Kittony respectively

MIN NO. 580/2016:

DATE OF NEXT MEETING

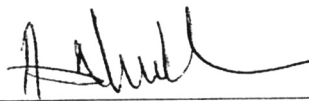
The date of the next meeting was to be called on notice.

MIN NO. 581/2016:

ADJOURNMENT

There being no other business, the meeting was adjourned at 11.00am.

SIGNED



(CHAIRPERSON)

DATE

11/2/2016