



*Approved  
SNA  
13/11/24*

**THE NATIONAL ASSEMBLY  
THIRTEENTH PARLIAMENT – THIRD SESSION – 2024**


PARLIAMENT  
OF KENYA  
LIBRARY

**DEPARTMENTAL COMMITTEE ON EDUCATION**

**REPORT ON:**

**THE UNIVERSITIES (AMENDMENT) BILL, 2023**  
*(National Assembly Bill No. 64 of 2023)*

CLERKS CHAMBERS  
DIRECTORATE OF DEPARTMENTAL COMMITTEES  
PARLIAMENT BUILDINGS

	
<b>THE NATIONAL ASSEMBLY PAPERS LAID</b>	
<b>DATE:</b> 13 NOV 2024	DAY: WED
<b>TABLED BY:</b>	<i>MERCY</i> MAJORITY PARTY WHIP HON. NAOMI WAQO MP
<b>CLERK-AT THE-TABLE:</b>	Ms. MERCY Chumo

NAIROBI

NOVEMBER 2024

NATIONAL ASSEMBLY  
RECEIVED  
13 NOV 2024  
SPEAKER'S OFFICE  
P. O. Box 41842, NAIROBI.

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## **LIST OF ABBREVIATIONS AND ACRONYMS**

<b>ANC</b>	-	<b>Amani National Congress</b>
<b>DAP-K</b>	-	<b>Democratic Action Party Kenya</b>
<b>IND</b>	-	<b>Independent</b>
<b>JP</b>	-	<b>Jubilee Party</b>
<b>KUCCPS</b>	-	<b>Kenya Universities and Colleges Central Placement Service</b>
<b>KNCHR</b>	-	<b>Kenya National Commission on Human Rights</b>
<b>NAPUK</b>	-	<b>National Association of Private Universities in Kenya</b>
<b>ODM</b>	-	<b>Orange Democratic Movement</b>

## **ANNEXURES**

1. Report adoption Schedule
2. Minutes
3. Copy of the newspaper advertisement on public participation
4. Letter inviting stakeholders for meetings with the Committee
5. Stakeholder submissions

## **CHAIRPERSON'S FOREWORD**

The Universities (Amendment) (No.3) Bill, 2023 (National Assembly Bills No.64) sponsored by Hon. Christopher Aseka Wangaya, MP was read a First Time on 15<sup>th</sup> November, 2023 and committed to the Departmental Committee on Education for consideration and reporting to the House, pursuant to Standing Order 127(1).

The principal object of this Bill is to amend the Universities Act. No. 42 to abolish funding of private universities using public funds and to bar the Kenya Universities and Colleges Central Placement Service (KUCCPS) from placement of students to private universities.

The Bill further seeks to safeguard public funds from misuse by private entities which have not been brought under the regulatory framework of the Public Finance Management Act, 2015 and the regulations thereunder.

Pursuant to Article 118(1) (b) of the Constitution and Standing Orders 127(3), adverts for request for submission were placed in the "Daily Nation" and the "Standard" newspapers on 20<sup>th</sup> November, 2023 inviting interested members of the public to submit any representations they may have on the Bill. The Committee did not receive representations and further sought views from stakeholders via letter dated 19<sup>th</sup> December, 2023

The Committee further wrote letters to the Principal Secretary, State Department for Higher Education and Research, the Kenya Universities and Colleges Central Placement Services and the Katiba Institute, which did not elicit responses.

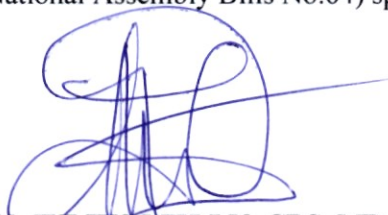
Further, in considering the Bill the Committee held a total of Four (4) meetings to receive and consider submissions.

The Committee having considered the Bill clause by clause and having met with the sponsor of the Bill made observations and recommendations contained in section 4.0 and 5.0 of this Report.

### **Acknowledgement**

The Committee is grateful to the Office of the Speaker and the Clerk of the National Assembly for the logistical and technical support accorded to it during its sittings.

On behalf of the Committee, and pursuant to Standing Order 127(4), it is my pleasant duty to table the Report of the Departmental Committee on Education on its consideration of the Universities (Amendment) (No.3) Bill, 2023 (National Assembly Bills No.64) sponsored by Hon. Christopher Aseka Wangaya, MP



**HON. JULIUS MELLY, CBS, MP**  
**CHAIRPERSON, DEPARTMENTAL COMMITTEE ON EDUCATION**

## PART I

### 1.0 PREFACE

#### 1.1 Mandate of the Committee

1. The Departmental Committee on Education was constituted pursuant to the provisions of Standing Order No. 216(1) of the National Assembly Standing Orders. Pursuant to the Standing Order 216 (5) read together with the Second Schedule to the Standing Orders, the functions of the Committee are to: -
  - (i) *investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the Ministry of Education;*
  - (ii) *study the programme and policy objectives of Ministry and the Departments of the Ministry, and the effectiveness of the implementation;*
  - (iii) *study and review all legislation referred to it;*
  - (iv) *study, assess and analyze the relative success of the relevant Ministry as measured by the results obtained as compared with their stated objectives and,*
  - (v) *investigate and inquire into all matters relating to the as may be necessary, and as may be referred to the Committee by the House;*
  - (vi) *to vet and report on all appointments where the Constitution or any law requires the National Assembly and by extension, the Committee to approve;*
  - (vii) *make reports and recommendations relating to the functions of the relevant Ministry to the House as often as possible, including recommendation of proposed legislation;*
  - (viii) *make recommendations to the House as often as possible, including recommendation of proposes legislation;*
  - (ix) *consider reports of the relevant commissions and independent offices submitted to the House pursuant to the provisions of Article 254 of the Constitution; and*
  - (x) *examine any questions raised by Members on a matter within the mandate of the Committee.*

#### 1.2 Subjects

2. The Committee, according to the Second Schedule of the Standing Orders, examines the following subjects:
  - i) Education;
  - ii) Training; and
  - iii) Research.
3. The Committee oversees the following government entities: -
  - (a) Ministry of Education comprising the following State Departments:
    - (i) State Department for Basic Education
    - (ii) State Department for Higher Education and Research
    - (iii) State Department for Technical, Vocational Education and Training
  - (b) The Teachers Service Commission.

### 1.3 Committee Membership

4. The Committee comprises of the following Members: -

**1. Hon. Julius Kibiwott Melly, CBS, MP**

Chairperson  
Tinderet Constituency  
UDA

**2. Hon. Moses Malulu Injendi, MP**

Vice Chairperson  
Malava Constituency  
ANC

**3.Hon. Dr. Christine Ombaka, MP**

Siaya County  
ODM

**10.Hon Julius Taitumu M’Anaiba, MP**

Igembe North Constituency  
UDA

**4.Hon. Eve Akinyi Obara, MP**

Kabondo Kasipul Constituency  
ODM

**11.Hon. Nabii Nabwera Daraja, MP**

Lugari Constituency  
ODM

**5.Hon. Jerusha Mongina Momanyi, MP**

Nyamira County  
JP

**12.Hon. Peter Ochieng Orero, MP**

Kibra Constituency  
ODM

**6.Hon. Abdul Ebrahim Haro, MP**

Mandera South Constituency  
UDA

**13.Hon. (Prof.) Phylis Jepkemoi Bartoo**

Moiben Constituency  
UDA

**7.Hon. Anne Muratha, MP**

Kiambu County  
UDA

**14.Hon. Rebecca Noonaiishi Tonkei, MP**

Narok County  
UDA

**8.Hon. Clive Gisairo, MP**

Kitutu Masaba, Constituency  
ODM

**15. Hon. Timothy Toroitich, MP**

Marakwet West Constituency,  
IND

**9.Hon. Dick Oyugi Maungu, MP**

Luanda Constituency  
DAP-K

#### 1.4 Committee Secretariat

5. The Committee secretariat comprise of: -

Mr. Mohamed Boru  
**First Clerk Assistant**

Mr. Clive Onyancha  
**Clerk Assistant II**

Mr. Eric Kanyi  
**Fiscal Analyst II**

Ms. Fiona Wanjiru  
**Legal Counsel**

Dr. Mburu Maina  
**Research Officer III**

Mr. Jared Onyancha  
**Public Relations Officer III**

Mr. Richard Sang  
**Serjeant-At-Arms**

Mr. Nimrod Ochieng'  
**Audio Recording Officer**

Ms Pauline Njuguna  
**Hansard Officer II**



## PART II

### 2.0 BACKGROUND

#### 2.1 Introduction

6. The Bill was introduced to abolish the use of public funds for private universities and prohibiting the Kenya Universities and Colleges Central Placement Service (KUCCPS) from placing students in private institutions. This move is intended to protect public funds and ensure they are used efficiently within the public university system, which is more tightly regulated.
7. The Bill also highlights the need for a stronger regulatory framework for private universities, ensuring that they adhere to appropriate financial and educational standards, in line with the Public Finance Management regulations.

#### 2.2 Memorandum of Objects and Reasons for the Bill

8. The principal object of this Bill is to amend the Universities Act. No. 42 to abolish funding of private universities using public funds and to bar the Kenya Universities and Colleges Central Placement Service (KUCCPS) from placement of students to private universities.
9. The Bill further seeks to safeguard public funds from misuse by private entities which have not been brought under the regulatory framework of the Public Finance Management Act, 2015 and the regulations thereunder.
10. **Statement on the delegation of legislative powers and limitation of fundamental rights and freedoms**
9. The Bill does not delegate legislative powers to the Cabinet Secretary nor does it limit fundamental rights and freedoms.

#### **Statement on how the Bill concerns county governments**

10. The Bill does not affect the functions of the county governments in terms of Article 109 (5) of the Constitution as it does not contain provisions that affect the functions and powers of the county governments as set out in the Fourth Schedule to the Constitution.
11. The Universities and other institutions of higher learning are functions of the national government as provided in Part 1 of the Fourth Schedule to the Constitution.

#### **Statement as to whether the Bill is a money Bill within the meaning of Article 114 of the Constitution**

12. The enactment of the Bill shall not occasion additional expenditure of public funds.

## PART III

### 3.0 CONSIDERATION OF THE BILL BY THE COMMITTEE

#### 3.1 Committal of the Bill

13. The Universities (Amendment) (No.3) Bill, 2023 (National Assembly Bills No.64) sponsored by Hon. Christopher Aseka Wangaya, MP was read a first time on 15<sup>th</sup> November, 2023 and committed to the Departmental Committee on Education and Research for consideration and reporting to the House, pursuant to Standing Order 127(1).

#### 3.2 Public Participation on the Bill

14. Pursuant to Article 118(1) (b) of the Constitution and Standing Orders 127(3), advertisements for request for submission were placed in the “Daily Nation” and the “Standard” newspapers on 20<sup>th</sup> November, 2023 inviting interested members of the public to submit any representations they may have on the Bill. (*Annexure 3*).
15. The Committee did not receive representations and further sought views from stakeholders via letter dated 19<sup>th</sup> December, 2024. The Committee further wrote reminder letters to the Principal Secretary State Department for Higher Education and Research, the CEO Kenya Universities and Colleges Central Placement Services and the CEO Katiba Institute which did not elicit responses.
16. In considering the Bill the Committee held a total of three meetings to receive and consider submissions from the stakeholders.

#### 3.3 Meeting with the Sponsor of the Bill

17. Hon. Christopher Aseka Wangaya, M.P, the sponsor of the Universities (Amendment) Bill, 2023 appeared before the Committee on 22<sup>nd</sup> October 2024 and submitted as follows:
18. The principal object of this Bill is to abolish funding of private universities using public funds and to bar the Kenya Universities and Colleges Central Placement Service (KUCCPS) from placement of students to private universities.
19. Further the Bill seeks to safeguard public funds from misuse by private entities which have not been brought under the regulatory framework of the Public Finance Management Act, 2015 and the regulations thereunder. The effect of this amendment is to abolish issuance of conditional grants to private universities
20. The functions of Kenya Universities and Colleges Central Placement Service (KUCCPS) includes the co-ordination and placement of government sponsored students to public universities and colleges. The amendment seeks to limit the functions of the board to placement of government sponsored students in only public universities and bar the placement of students to private universities.

## **PART IV**

### **4.0 COMMITTEE OBSERVATIONS**

23. Upon reviewing the Bill and the submission received, the Committee made the following observations:

- (i) The Government grants provided to private universities are intended to support research and development initiatives that benefit the public. Consequently, these grants should be maintained to continue fostering advancements that serve the public good.
- (ii) Under the New Funding Model for higher education, the Kenya Universities and Colleges Central Placement Service has not placed government-sponsored students in private Universities for the last two academic years.

## **PART V**

### **5.0 COMMITTEE RECOMMENDATION**

**The Committee, having considered the Universities (Amendment) Bill, 2023 (National Assembly Bills No.64) and the submissions from the sponsor of the Bill, recommends that the House approves the Bill with amendments contained in the Schedule of Amendments forming part six.**

PART VI

6.0 SCHEDULE OF AMENDMENTS

CLAUSE 2

THAT clause 2 of the Bill be amended by deleting the proposed new clause.

Justification

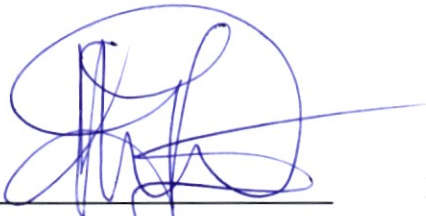
Government grants provided to private universities are intended to support research and development initiatives that benefit the public. Consequently, these grants should be maintained to continue fostering advancements that serve the public good.

CLAUSE 3

THAT clause 3 of the Bill be amended by deleting the proposed new clause.

Justification

Government grants provided to private universities are intended to support research and development initiatives that benefit the public. Consequently, these grants should be maintained to continue fostering advancements that serve the public good.

SIGNED  DATE 12/11/2024  
HON. JULIUS MELLY, CBS, MP  
CHAIRPERSON, DEPARTMENTAL COMMITTEE ON EDUCATION

THE NATIONAL ASSEMBLY  
PAPERS LAID  
DATE: 13 NOV 2024 DAY: WED  
TABLED BY: MAJORITY PARTY WHIP  
HON. NAOMI WAGO MP  
CLERK-AT THE-TABLE: MS MERCI CHUMU

# **ANNEX 1:**





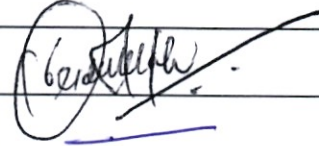
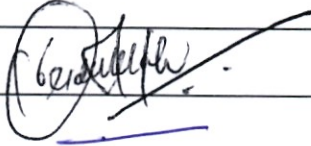







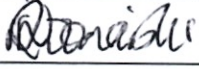

## **REPORT ADOPTION SCHEDULE**



REPUBLIC OF KENYA  
THE NATIONAL ASSEMBLY  
13<sup>TH</sup> PARLIAMENT – THIRD SESSION – 2024  
DEPARTMENTAL COMMITTEE ON EDUCATION

ADOPTION SCHEDULE

AGENDA: REPORT ON THE UNIVERSITIES (AMENDMENT)  
BILLS, 2023 BY HON. CHRISTOPHER WANGAYA, MP

NO.	NAME	SIGNATURE
1.	Hon. Julius Melly, MP Chairperson	
2.	Hon. Malulu Injendi, MP Chairperson	
3.	Hon. Dr. Christine Oduor Ombaka, MP Member	
4.	Hon. Eve Obara, MP Member	
5.	Hon. Jerusha Momanyi, MP Member	
6.	Hon. Abdul Haro, MP Member	
7.	Hon. Anne Muratha, MP Member	
8.	Hon. Clive Gisairo, MP member	
9.	Hon. Dick Maungu MP Member	
10.	Hon. Julius Taitumu M'Anaiba, MP Member	
11.	Hon. Nabii Daraja, MP Member	
12.	Hon Peter Orero, MP Member	
13.	Hon. (Prof.) Phylis Bartoo, MP Member	
14.	Hon. Rebecca Tonkei, MP Member	
15.	Hon. Timothy Toroitich, MP Member	

**ANNEX 2:**

**MINUTES**



**MINUTES OF THE 40<sup>TH</sup> SITTING OF THE DEPARTMENTAL COMMITTEE ON EDUCATION HELD ON TUESDAY, 30<sup>TH</sup> JULY, 2024, IN THE COMMITTEE ROOM, 2<sup>ND</sup> FLOOR, CONTINENTAL HOUSE, PARLIAMENT BUILDINGS AT 10.00AM**

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**PRESENT**

1. Hon. Julius Melly, CBS, M.P. - Chairperson
2. Hon. Moses Malulu Injendi, M.P. - Vice-Chairperson
3. Hon. (Prof.) Phyllis Jepkemoi Bartoo, M.P.
4. Hon. Abdul Ebrahim Haro, M.P.
5. Hon. Jerusha Momanyi, M.P.
6. Hon. Rebecca Noonaishi Tonkei, M.P.
7. Hon. Clive Ombane Gisairo, M.P.
8. Hon. Anne Wanjiku Muratha, M.P.
9. Hon. Timothy Kipchumba Toroitich, M.P.
10. Hon. Eve Obara, MBS, M.P.
11. Hon. Peter Ochieng Orero, M.P.
12. Hon. Dick Maungu Oyugi, M.P.
13. Hon. Julius Taitumu M'Anaiba, M.P.

**ABSENT WITH APOLOGIES**

1. Hon. Nabii Nabwera Daraja, M.P.
2. Hon. (Dr.) Christine Oduor Ombaka, M.P.

**SECRETARIAT**

1. Mr. Mohamed Boru - Clerk Assistant I
2. Mr. Eric Kanyi - Fiscal Analyst
3. Ms. Winnie Kulei - Research Officer
4. Ms. Noelle Chelagat - Media Relations Officer
5. Mr. Nimrod Ochieng - Audio Officer
6. Ms. Fiona Wanjiru - Legal Counsel

**MIN. NO. 213/NA/EDUC/2024: PRELIMINARIES**

The Chairperson called the meeting to order at twenty nine minutes past ten o'clock followed by a prayer by Hon. Moses Malulu Injendi, M.P.

**MIN. NO. 214/NA/EDUC/2024: ADOPTION OF AGENDA**

The agenda for the meeting was adopted having been proposed by Hon. Moses Malulu Injendi, M.P and seconded by Hon. (Prof.) Phyllis Jepkemoi Bartoo, M.P.

**MIN. NO. 215/NA/EDUC/2024: CONFIRMATION OF MINUTES**

- i. Minutes of the inspection visit to University of Eldoret held on 3<sup>rd</sup> April, 2024 were confirmed having been proposed by Hon. Clive Gisairo, M.P and seconded by Hon. Dick Maungu, M.P.

- ii. Minutes of the inspection visit to Koitalel Samoei University College held on 3<sup>rd</sup> April, 2024 were confirmed having been proposed by Hon. Dick Maungu, M.P and seconded by Hon. Clive Gisairo, M.P.
- iii. Minutes of the inspection visit to Masinde Muliro University of Science and Technology held on 4<sup>th</sup> April, 2024 were confirmed having been proposed by Hon. Eve Obara, M.P. and seconded by Hon. Dick Maungu, M.P.
- iv. Minutes of the inspection visit to Maseno University held on 4<sup>th</sup> April, 2024 were confirmed having been proposed by Hon. Eve Obara, M.P and seconded by Hon. Timothy Kipchumba Toroitich, M.P.
- v. Minutes of the inspection visit to Rongo University held on 5<sup>th</sup> April, 2024 were confirmed having been proposed by Hon. Peter Orero, M.P and seconded by Hon. Timothy Kipchumba Toroitich, M.P.
- vi. Minutes of the inspection visit to Kisii University held on 5<sup>th</sup> April, 2024 were confirmed having been proposed by Hon. Timothy Kipchumba Toroitich, M.P. and seconded by Hon. Peter Orero, M.P.

**MIN. NO. 216/NA/EDUC/2024:                      MATTERS ARISING**

- i) **Under Minute No.002/NA/EDUC.SUB COMMITTEE B/2024 - Inspection Visit to University of Eldoret**
  - a. Land Dispute - The University had a prolonged land dispute with the an adjacent primary school which needed to be resolved. The Committee resolved to invite the National Lands Commission to provide clarity on the matter. Further, The Committee resolved to engage the Ministry of Education, Ministry of Lands and the National Lands Commission to establish a clear policy on title deeds for institutions of higher learning.
  - b. Proposed School of Education Amphitheatre - The Committee resolved to seek confirmation on whether the proposed amphitheatre was affected by budget cuts in the Supplementary Estimates No.1 FY 2024.25/.
- ii) **Under Minute No.002/NA/EDUC/2024 - Inspection Visit to Koitalel Samoei University College**
  - a. Construction of Nandi Hills Campus Administration Block - The Committee noted that the University College was constructing an Administration block at the Nandi Hills campus. The project faced challenges in implementation where Kshs. 681,757,622.30 had been spent which was Kshs. 55,253,559.30 above the contract price of Kshs. 628,504,063.
  - b. Financial Mismanagement - Despite spending Kshs. 55,253,559.30 above the contract sum for the Nandi Hills Campus Administration block, the

project completion rate stood at 24.5%. The Committee resolved to conduct an inquiry on the matter with the former Principal of the institution, the former University of Nairobi Vice-Chancellor, the current management and the contractor to provide information on implementation of the project.

- c. Mosoriot Campus - The Committee observed that the Mosoriot campus was in a dilapidated state which was not a conducive learning environment.
- d. Accreditation of new Universities and Colleges - The Committee resolved to seek information from the Commission for University Education on the procedure of accrediting new Universities and Colleges in light of the financial challenges faced by existing institutions of higher learning.

**iii) Under Minute No.008/NA/EDUC.SUBCOMMITTEE.B/2024 - Inspection Visit to Masinde Muliro University of Science & Technology**

- a. Installation of High Mast Floodlights - The Committee observed that the proposed installation of three high masts at a cost of Kshs. 8,887,860.82 was overstated.
- b. Funding of TVET - Funding for 1000 students undertaking TVETs was not provided under the new funding model.

**iv) Under Minute No.011/NA/EDUC.SUBCOMMITTEE.B/2024 - Inspection Visit to Maseno University**

- a. Accreditation of programmes - The Committee observed that professional bodies and the Commission for University Education were playing concurrent roles in accreditation of University programmes, leading to increased cost of higher learning.
- b. Hostel Accommodation - The University had taken a loan from Equity Bank for construction of hostels. Rent charged to students is used to service the loan.

**v) Under Minute No. 011/NA/EDUC.SUBCOMMITTEE.B/2024 - Inspection Visit to Rongo University**

The Committee observed that the staff establishment had a higher number of employees working as administrative staff with fewer technical staff.

**vi) Under Minute No. 017/NA/EDUC.SUBCOMMITTEE.B/2024 - Inspection Visit to Kisii University**

- a. Pending Bills - The Committee observed that the University had pending bills amounting to Kshs. 700 Million for payment of part-time lecturers.

This amount was later reduced to Kshs. 200 Million upon review. The Committee resolved to invite the Management of the University to provide information on the varying pending bills amount.

- b. Student capacity - The Committee resolved to invite the Management of Kisii University to provide information on the University's student capacity and the current student population.

**MIN. NO. 217/NA/EDUC/2024:                    BRIEF ON THE UNIVERSITIES (AMENDMENT) BILL, 2023 BY HON. CHRISTOPHER WANGAYA, M.P**

The Legal Counsel took the Committee through the provisions of the Universities (Amendment) Bill, 2023 by Hon. Christopher Wangaya, M.P.

The principle objective of the Bill is to abolish funding of private Universities.

**Committee Observation**

The Committee observed that the Bill sought to abolish funding of private Universities by the Ministry of Education. The Bill also sought to stop placement of students in private by the Kenya Universities and Colleges Central Placement Service.

**Committee Resolution**

The Committee resolved to invite the sponsor of the Bill, the Kenya Universities and Colleges Central Placement Service and the Association of Private Universities to submit their view on the provisions of the Bill.

**MIN. NO. 218/NA/EDUC/2024:                    ANY OTHER BUSINESS**

No other business arose.

**MIN. NO. 219/NA/EDUC/2024:                    ADJOURNMENT**

There being no other business the meeting was adjourned at twenty four minutes past noon. The next meeting will be held on Notice.

SIGNED: .....  ..... DATE: 12/11/24

**HON. JULIUS MELLY, CBS, MP,  
CHAIRPERSON**

**MINUTES OF THE 58<sup>TH</sup> SITTING OF THE DEPARTMENTAL COMMITTEE ON EDUCATION HELD ON FRIDAY, 1<sup>ST</sup> NOVEMBER, 2024, IN BARAZA CONFERENCE ROOM, SAROVA WHITESANDS HOTEL, MOMBASA AT 3:00 PM.**

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**PRESENT**

1. Hon. Julius Melly, M.P. - Chairperson
2. Hon. Moses Malulu Injendi, M.P. - Vice-Chairperson
3. Hon. Dr. Christine Oduor Ombaka, M.P.
4. Hon. Eve Obara, MBS, M.P.
5. Hon. Abdul Ebrahim Haro, M.P.
6. Hon. Dick Maungu Oyugi, M.P.
7. Hon. Nabii Nabwera Daraja, M.P.
8. Hon. Peter Ochieng Orero, M.P.
9. Hon. Prof. Phyllis Jepkemoi Bartoo, M.P.
10. Hon. Rebecca Noonaishi Tonkei, M.P.
11. Hon. Clive Ombane Gisairo, M.P.
12. Hon. Timothy Kipchumba Toroitich, M.P.

**APOLOGIES**

1. Hon. Anne Wanjiku Muratha, M.P.
2. Hon. Jerusha Momanyi, M.P.
3. Hon. Julius Taitumu M'Anaiba, M.P.

**SECRETARIAT**

- |                       |   |                    |
|-----------------------|---|--------------------|
| 1. Mr. Mohamed Boru   | - | Clerk Assistant I  |
| 2. Mr. Clive Onyancha | - | Clerk Assistant II |
| 3. Dr. Mburu Maina    | - | Research Officer   |
| 4. Ms. Fiona Wanjiru  | - | Legal Counsel      |
| 5. Mr. Nimrod Ochieng | - | Audio Officer      |

**MIN. NO. 322/NA/EDUC/2024:**

**PRELIMINARIES**

The Chairperson called the meeting to order at three O'clock. The Chairperson informed members that the meeting was a continuation of the morning meeting whose agenda was adoption of Committee reports on various Bills under consideration by the Committee.

**MIN. NO. 323/NA/EDUC/2024:**

**CONSIDERATION OF REPORTS ON VARIOUS BILLS AND LEGISLATIVE PROPOSALS BEFORE THE COMMITTEE**

**1. Report on the Basic Education (Amendment) Bill, 2023 sponsored by Hon. Mary Wamaua, M.P**

The Committee having considered the report on the Basic Education (Amendment) Bill, 2023 sponsored by Hon. Mary Wamaua, M.P, unanimously resolved to adopt the report as an accurate representation of the Committee's deliberations. The motion for adoption was proposed by Hon. Nabii Nabwera Daraja, M.P, and seconded by Hon. Dr. Christine Oduor Ombaka, M.P.

**CLAUSE 2**

**THAT**, clause 2 of the Bill be amended—

- (a) by deleting the proposed new section 18A and substituting therefore the following paragraph—

There is established a Sub-County Education Board.

**Justification**

To safeguard the independence of the Sub-County Education Board.

- (b) by deleting the words “through an open and competitive process” immediately after the words “the Cabinet Secretary” in the proposed new section 18C (1).

**Justification**

The members constituting the board have standing offices and therefore appointment through an open and competitive process does not apply.

- (c) by deleting in the proposed new section 18C (2)(a).

**Justification**

A Member of Parliament provides oversight to the Board and can therefore not form part of its membership.

- (d) by deleting in the proposed new 18C (2)(f) and inserting the following new subclause—

two professionals with at least five years of experience based in the sub-county nominated by the Parents Teachers Association in the Sub-county.

**Justification**

This is to ensure the Sub-County Education Board benefits from knowledge and experience of professionals from various professional backgrounds.

- (e) in the proposed new 18C (2) by inserting the following new paragraph immediately after paragraph (f)-

(fa) two persons nominated by the dominant religious affiliations form the following bodies—

- (i) a joint forum of the National Council of Churches of Kenya and the Evangelical Fellowship of Kenya;
- (ii) the Kenya Episcopal Conference; or
- (iii) the Muslim Education Council.

#### **Justification**

This is to ensure representation of faith-based organizations in the membership of Sub-County Education Board.

(f) by deleting the proposed new section 18 E (1) and substituting therefore the following new sub-clause—

(1) A Sub-county Education Board shall hold such number of meetings at such places and at such times as the Sub-county Education Board shall consider necessary for the proper discharge of its functions.

(2) Notwithstanding subsection (1) of the Sub-county Education Board shall meet not less than four times in each financial year.

(3) At least a seven-day notice shall be given prior to any meeting of the Sub-county Education Board.

#### **Justification**

To ensure provide for the independence of the Sub-county Education Board in the conduct of its business and provide for procedure on the same.

(g) Amend clause 18 F by deletion and inserting the following new sub-clause  
The Sub-county Education Board shall pay its members such remuneration or allowances as may be approved by the Cabinet Secretary in consultation with the Salaries and Remuneration Commission.

#### **Justification**

This is to facilitate a realistic system of remuneration for members serving in the Sub-County Education Board as the system of payment by the organizations they represent may encounter implementation challenges.

(h) by deleting in the proposed new section 18G.

#### **Justification**

The Sub-County Education Board has in its proposed membership, professionals with at least five years of experience nominated by the Parents Teachers Association in the

Sub-county, who would therefore fulfil the need of any specializations required by Sub-County Education Board curing the need for co-opting further members.

## **2. Report on the Universities (Amendment) Bill 2023 by Hon. Wanami Wamboka, M.P**

The Committee having considered the report on the Universities (Amendment) Bill 2023 by Hon. Wanami Wamboka, M.P, unanimously resolved to adopt the report as an accurate representation of the Committee's deliberations. The motion for adoption was proposed by Hon.Rebecca Noonaiishi Tonkei, M.P, and seconded by Hon. Eve Obara, MBS, M.P.

The Committee having considered the Bill clause by clause and considering views and recommendations of the stakeholders pursuant to Standing Orders 127 (3A) recommends that the amendments contained in the Bill should be deleted in their entirety.

The Committee considered all clauses of the Bill and recommended as follows;

- i. Clause 1 - Deletion
- ii. Clause 2 - Deletion
- iii. Clause 3 - Deletion
- iv. Clause 4 - Deletion

## **3. Report on the Universities (Amendment) (No.3) Bill, 2023 (National Assembly Bill No. 64) by Hon. Christopher Aseka Wangaya, M.P**

The Committee having considered the report on the Universities (Amendment) Bill, 2023 by Hon. Christopher Aseka, M.P, unanimously resolved to adopt the report as an accurate representation of the Committee's deliberations. The motion for adoption was proposed by Hon. Nabii Nabwera Daraja, M.P, and seconded by Hon. Eve Obara, MBS, M.P.

The Committee resolved to amend the Bill as follows:

### **CLAUSE 2**

THAT clause 2 of the Bill be amended by deleting the proposed new clause.

### **Justification**

Government grants provided to private universities are intended to support research and development initiatives that benefit the public. Consequently, these grants should be maintained to continue fostering advancements that serve the public good.



### **CLAUSE 3**

THAT clause 3 of the Bill be amended by deleting the proposed new clause.

#### **Justification**

Government grants provided to private universities are intended to support research and development initiatives that benefit the public. Consequently, these grants should be maintained to continue fostering advancements that serve the public good.

#### **4. Report on the Universities (Amendment) Bill, 2023 (National Assembly Bill No. 79) by Hon. Benjamin Gathiru, M.P**

The Committee having considered the report on the Universities (Amendment) Bill, 2023 (National Assembly Bill No. 79) by Hon. Benjamin Gathiru, M.P, unanimously resolved to adopt the report as an accurate representation of the Committee's deliberations. The motion for adoption was proposed by Hon. Rebecca Noonaishi Tonkei, M.P, and seconded by Hon. Dr. Christine Oduor Ombaka, M.P.

The Committee resolved that the House approves the Bill.

#### **5. Report on the Universities (Amendment) Bill, 2024 (National Assembly Bill No. 16) by Hon. Owen Baya, M.P**

The Committee having considered the report on the Universities (Amendment) Bill, 2024 (National Assembly Bill No. 16) by Hon. Owen Baya, M.P, unanimously resolved to adopt the report as an accurate representation of the Committee's deliberations. The motion for adoption was proposed by Hon. Abdul Ebrahim Haro, M.P, and seconded by Hon. Eve Obara, MBS, M.P.

### **CLAUSE 2**

THAT, Clause 2 of the Bill is amended by deleting the proposed new paragraph and substituting therefor the following paragraph—

Six months before the expiry of the term of a serving Chancellor of a public university, the Chancellor of the University shall notify the Senate of the upcoming vacancy. 1A.

The Senate of that university shall, in consultation with key stakeholders, identify suitable persons for appointment.

#### **Justification**

The amendment aims to establish reasonable timelines to prevent undue delays in filling vacancies within the Office of the Chancellor.

**6. Report on the Technical and Vocational Training (Amendment) Bill, 2023 by Hon. Joshua Oron, M.P**

The Committee having considered the report on Technical and Vocational Training (Amendment) Bill, 2023 by Hon. Joshua Oron, M.P, unanimously resolved to adopt the report as an accurate representation of the Committee's deliberations. The motion for adoption was proposed by Hon. Timothy Kipchumba Toroitich, M.P, and seconded by Hon. Rebecca Noonaiishi Tonkei, M.P.

**MIN. NO. 324/NA/EDUC/2024: ANY OTHER BUSINESS**

There was no other business

**MIN. NO. 325/NA/EDUC/2024: ADJOURNMENT**

There being no other business the meeting was adjourned at six minutes past five O'clock. The next meeting will be held on Notice.

SIGNED: .....



DATE: .....

12/11/2024

**HON. JULIUS MELLY, CBS MP,  
CHAIRPERSON**

# **ANNEX 3:**

# **NEWSPAPER ADVERTISEMENT ON PUBLIC PARTICIPATION**

# National News

**Economy** The government is targeting an additional Sh112 billion in non-tax revenue to supplement tax revenues

## After record taxes, State now goes for service fees, fines

Move to increase fees or fines on land transactions, college education, replacement of IDs, processing of passports and traffic offences

BY DOMINIC OMONDI

President William Ruto's administration has now turned its focus on fees and fines paid to State agencies for various services as the government targets an additional Sh112 billion in non-tax revenue to supplement tax revenues in the current financial year.

Dr Ruto's government expects the various state departments to collect a record Sh431.2 billion in appropriation-in-aid (A-I-A)—or fees, fines and levies—in the Financial Year 2023/24, explaining the desperate adjustments on various services offered by the State.

This is an increase of Sh112 bil-

lion, or 35 per cent, from Sh319.4 billion that the various State agencies collected in the financial year that ended in June, a new report by the National Treasury shows.

Some of the services that the Kenya Kwana administration is eyeing for additional A-I-A include increased college fees, land transactions fees, registration and immigration fees, museum entry fees and fines for minor traffic offences.

These non-tax revenues are expected to rise further to Sh488.9 billion in the next financial year starting July 2024 and Sh541.1 billion in Financial Year 2025/26 as the government moves to update levies for various government

services.

Because A-I-A is revenue which a State entity receives to finance its activities, collection of more A-I-A means less disbursement from the Exchequer, or the national government's earnings from the various taxes.

This would be a major reprieve for the National Treasury which is under pressure to fund an expanded Sh3.95 trillion budget in the current financial year, with interest payments taking a big chunk of the tax collected.

Consequently, the State has moved to increase fees or fines on land transactions, college education, replacement of IDs, processing of passports, and fines on minor traffic offences.



Huduma Centre at GPO Nairobi in a photo taken yesterday. The government is targeting an additional Sh112 billion in non-tax revenue to supplement tax revenues in the current financial year. DENNIS ONSONGO / NATION

Some of the departments that are expected to have more A-I-A include the State Department for Roads, which is expected to collect Sh81 billion, virtually all of it from the roads maintenance levy that motorists pay when buying fuel.

The State Department for Higher Education and Research is expected to get Sh60.7 billion, an increase of 40.5 per cent from Sh43.2 billion in Financial Year 2022/23. The increase is largely due to the increase in fees by the 32 public universities.

Petroleum Development Levy, which is also paid by motorists, is expected to give the State Department for Petroleum Sh29.4 billion, State Department for Medical Services (Sh20.6 billion), State Department for Transport (Sh11.8 billion), State Department for Tourism (Sh11.2 billion).

Other state departments that collect a lot of A-I-A include the National Treasury (Sh9.3 billion), State Department for Public Health and Professional Standards (Sh7.9 billion), State Department for Crop Development (Sh7.6 billion), State Department for Energy (Sh7.3 billion).

"The government is trying to find ways and means of mobilising resources," said John Mutua, the Programme Coordinator at the Institute of Economic Affairs Kenya, a think-tank.

Mr Mutua notes that although some of the fees had remained stagnant for so long, there was a need to have clear criteria that would inform the adjustment of the charges.

The Interior Ministry has had to publish two notices on the reviewed charges, with the first Gazette notice increasing some of immigration and registration ser-

vices by up to 20 times.

In the changes, which have since been suspended by the High Court, the cost of processing a basic passport went up by 66.7 per cent to Sh7,500 in the latest review of charges and fees announced by Prof Kithure Kindiki.

This is an increase from Sh4,500, a move that is likely to make it harder for ordinary Kenyans to acquire the critical travel document.

Most of these fee reviews have been pushed by the Bretton Woods institutions, including the World Bank and the International Monetary Fund (IMF), which want Kenya to avoid defaulting on its debt.

The cost of applying for an official land search is set to double to Sh2,000 from Sh1,000 currently in a policy that will see the Lands Ministry collect billions from the essential service.

The World Bank-driven regulations published in 2021 by the former Water Cabinet Secretary Sicily Karuki last sought to raise user charges 100 times from 50 cents per cubic metre to Sh5 for domes-

tic use and livestock farming. This sharply increased the water bills paid by homes.

Dr Ruto's government has already kicked off an uproar with implementation of far-reaching tax measures such as the doubling of value-added tax (VAT) on fuel and the introduction of Housing Development Levy on salaried workers.

These measures have been blamed for contributing to the high cost of living, which has been aggravated by a weak shilling with households paying steep prices for food, fuel and electricity.

But the President has insisted the new measures are aimed at getting the country out of its debt hole with some analysts fearing there is a high risk of default.

"The time has come, therefore, to retire the false comforts and illusory benefits of wasteful expenditure, and counterproductive subsidies on consumption by which we dug ourselves deeper into the hole of avoidable debt. The new direction may not be easy, but it is ethical, responsible, prudent and, most importantly, necessary," President Ruto said in his recent State of the Nation Address. "We have had to take hard decisions and make painful choices because we owe it to Kenyans to do the right thing and confront facts as they are without flinching or equivocating," added Dr Ruto.

However, the new tax measures have not achieved the desired results, particularly with emerging global shocks that have weakened the Kenyan shilling and thus forced the government to increase interest payment on external loans by Sh200 billion.

The time has come, therefore, to retire the false comforts and illusory benefits of wasteful expenditure, and counterproductive subsidies...

President William Ruto



dakure@ke.nationmedia.com



**REPUBLIC OF KENYA**  
**THE NATIONAL ASSEMBLY**  
**THIRTEENTH PARLIAMENT - SECOND SESSION (2023)**

IN THE MATTER OF ARTICLE 118 (1)(b) OF THE CONSTITUTION AND IN THE MATTER OF CONSIDERATION BY THE NATIONAL ASSEMBLY OF:

**1. THE UNIVERSITIES (AMENDMENT) (NO. 3) BILL (NATIONAL ASSEMBLY BILLS NO. 64 OF 2023); AND**  
**2. THE LAND LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 65 OF 2023)**

**INVITATION TO SUBMIT MEMORANDA**

**WHEREAS** Article 118(1) (b) of the Constitution requires Parliament to facilitate public participation and involvement in the legislative and other business of Parliament and its Committees while National Assembly Standing Order 127(3) requires House Committees considering Bills to facilitate public participation;

**AND WHEREAS** the Universities (Amendment) (No. 3) Bill (National Assembly Bills No. 64 of 2023) and the Land Laws (Amendment) Bill (National Assembly Bills No. 65 of 2023) have been read a First Time and referred to the relevant Departmental Committees for consideration and reporting to the House;

**IT IS NOTIFIED that—**

- The Universities (Amendment) (No. 3) Bill (National Assembly Bills No. 64 of 2023)** is a Bill sponsored by the **Hon. Christopher Asoka Wangaya, MP** which seeks to amend the Universities Act, No. 42 of 2012 to abolish funding of private universities using public funds and to safeguard public funds from misuse by private entities that have not been brought under the regulatory framework of the Public Finance Management Act, 2015 and the regulations thereunder.
- The Land Laws (Amendment) Bill (National Assembly Bills No. 65 of 2023)** is a Bill sponsored by the **Leader of the Majority Party, the Hon. Kimani Ichung'uah, MP** which seeks to amend various land laws to enhance efficiency in matters relating to grants and dispositions, and compulsory acquisition of land. The Bill contains amendments to the following statutes—
  - The Land Registration Act, No. 3 of 2012**  
The Bill seeks to amend section 56 of the Land Registration Act No. 3 of 2012 to provide that the Land Registrar shall not register a charge where land rent has not been paid.
  - The National Land Commission Act, No. 5 of 2012**  
The Bill proposes to amend the National Land Commission Act, No. 5 of 2012 to remove time limits for the review of all grants and dispositions of public land and allow continuous receipt and consideration of historical land/justice claims.
  - The Land Act, No. 6 of 2012**  
The Bill proposes to amend the Land Act, No. 6 of 2012 to introduce amendments relating to general conditions on leases, licenses and agreements for public land to introduce new provisions to regulate rent for the several periods of valuation of land for rent. In addition, the Bill seeks to amend provisions relating to the compulsory acquisition of interests in land.

**NOW THEREFORE**, in compliance with Article 118(1) (b) of the Constitution and Standing Order 127(3), the Clerk of the National Assembly hereby invites the public and stakeholders to submit memoranda on the Bills to the respective Departmental Committees listed below—

BILL	COMMITTEE
1. The Universities (Amendment) (No. 3) Bill (National Assembly Bills No. 64 of 2023)	Education
2. The Land Laws (Amendment) Bill (National Assembly Bills No. 65 of 2023)	Lands

Copies of the Bills are available at the National Assembly Table Office, Main Parliament Buildings and on [www.parliament.go.ke/the-national-assembly-house-business/bills](http://www.parliament.go.ke/the-national-assembly-house-business/bills).

The memoranda may be forwarded to the **Clerk of the National Assembly, P.O. Box 41642-00100, Nairobi**; hand-delivered to the **Office of the Clerk, Main Parliament Buildings, Nairobi**; or emailed to [cn@parliament.go.ke](mailto:cn@parliament.go.ke) to be received on or before **Monday 27<sup>th</sup> November, 2023 at 5:00 p.m.**

**S. NJIROGE**  
**CLERK OF THE NATIONAL ASSEMBLY**  
20<sup>th</sup> November, 2023

*"For the Welfare of Society and the just Government of the People"*

# Ruto dares Raila to produce fuel saga details

Ruto said all details of the deal are in the public domain and available in Parliament.

He regretted the opposition's efforts to hinder the government's economic transformation.

GILBERT KIMUTAI, BOMET

President William Ruto has told opposition leader Raila Odinga to disclose what he perceives as a scandal in the fuel deal.

Ruto made the statement during an inter-denominational service in Sotik, Bomet county, where he accused those criticising his administration over the cost of living of pursuing selfish interests.

Accompanied by a host of leaders, President Ruto expressed disbelief as Energy CS Davis Chirchir faced heckling from worshippers at the event. Chirchir found himself at the receiving end of criticism regarding poor electricity distribution in the county, prompting him to cut short his speech amidst chants of "electricity" from the crowd.

Coming to Chirchir's defence, Ruto

said Bomet is currently at 50 per cent in electricity distribution. He told the crowd that the remaining 50 per cent will be achieved within the next five years, with an increase in the last mile to connect every household.

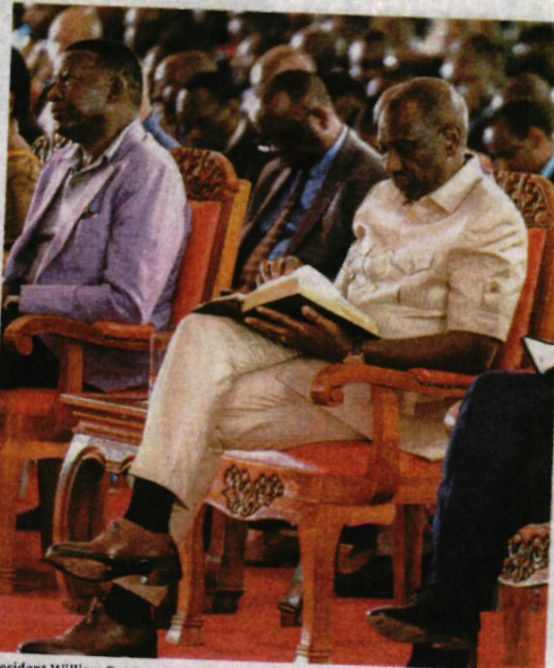
"Bomet currently has 81,000 households connected to electricity, slightly below 50 per cent, and I want to promise that we will ensure everyone has electricity," Chirchir said.

President Ruto dismissed opposition claims of a fuel deal scandal, saying all details of the deal are in the public domain and available in Parliament.

He accused the opposition of seeking cheap publicity and challenged them to make public any details they believed constituted a scandal in the fuel deal.

Despite the public outcry over the cost of fuel, Ruto expressed confidence that there had been no fuel shortage in the country since he took office. He said his administration is working to bring down the cost of fuel.

Ruto regretted the opposition's efforts to hinder the government's economic transformation, saying other East African countries are looking to emulate Kenya's Government-to-Government fuel deal. He accused



President William Ruto at a church service in Sotik, Bomet county, yesterday. [PCS]

the opposition of discrediting the deal, asserting that their actions indicate a lack of goodwill for the Kenyan people.

He also criticised the opposition for attempting to use the national dialogue to undermine the housing agenda. While affirming his commitment to advancing the housing agenda, Ruto said he would rather see the talks fail than have the housing levy eliminated.

"We are comparing the country with Singapore and other nations that are now first world, yet we do not want to embrace what they did to reach where they are," he added.

Ruto accused the opposition of employing deceitful tactics in the talks and warned them to refrain from advancing selfish interests, urging them to engage in discussions with the best interests of Kenyans at heart.

The president said the opposition is prioritising early campaign over the needs of Kenyans, emphasising the importance of focusing on people's welfare.

"Let us not focus on how we will get elected in the next election but instead consider the needs of Kenyans and what we can do to move the country forward," he said.

kronoh@standardmedia.co.ke



REPUBLIC OF KENYA

OFFICE OF THE PRESIDENT

MINISTRY OF INTERIOR AND NATIONAL ADMINISTRATION  
STATE DEPARTMENT FOR IMMIGRATION AND CITIZEN SERVICES

**INVITATION TO PUBLIC PARTICIPATION ON PROPOSED CHARGES, FEES AND LEVIES**

Cabinet Secretary for Interior and National Administration has published intended charges, fees and levies for various services provided by the State Department for Immigration and Citizen Services vide Gazette Notice Vol. CXXV—No. 241 dated 14th November, 2023.

The intended revised charges, fees and levies that will take effect on **January 1, 2024** are informed by the increase in the cost of the respective services over the years and the need to make the rendering of the services self-sustaining.

In view of the above, the State Department for Immigration and Citizen Services invites views and proposals from members of the public and other stakeholders on the intended revision for consideration.

Views and proposals can be submitted in writing through memoranda clearly marked **"Public Participation on New Charges"** and dropped off at the following locations:

- i. Nyayo House, Ground Floor, Nairobi
- ii. Regional Commissioners' (RCs), County Commissioners' (CCs), or Deputy County Commissioners' (DCCs) offices across the county
- iii. Emailed to: [info.citizenservices@interior.go.ke](mailto:info.citizenservices@interior.go.ke)

To be received on or before **5.00 pm on 8<sup>th</sup> December 2023**.

**Amb. [Prof.] Julius K. Bitok, MBS**  
PRINCIPAL SECRETARY



REPUBLIC OF KENYA

THE NATIONAL ASSEMBLY

THIRTEENTH PARLIAMENT - SECOND SESSION (2023)

IN THE MATTER OF ARTICLE 118 (1)(b) OF THE CONSTITUTION

AND

- IN THE MATTER OF CONSIDERATION BY THE NATIONAL ASSEMBLY OF:
1. THE UNIVERSITIES (AMENDMENT) (NO.3) BILL (NATIONAL ASSEMBLY BILLS NO. 64 OF 2023); AND
  2. THE LAND LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILLS NO. 65 OF 2023)

**INVITATION TO SUBMIT MEMORANDA**

WHEREAS Article 118(1) (b) of the Constitution requires Parliament to facilitate public participation and involvement in the legislative and other business of Parliament and its Committees while National Assembly Standing Order 127(3) requires House Committees considering Bills to facilitate public participation;

AND WHEREAS the Universities (Amendment) (No.3) Bill (National Assembly Bills No. 64 of 2023) and the Land Laws (Amendment) Bill (National Assembly Bills No. 65 of 2023) have been read a First Time and referred to the relevant Departmental Committees for consideration and reporting to the House;

IT IS NOTIFIED that—

1. **The Universities (Amendment) (No.3) Bill (National Assembly Bills No. 64 of 2023)** is a Bill sponsored by the **Hon. Christopher Asoka Wangaya, MP** which seeks to amend the Universities Act, No. 42 of 2012 to abolish funding of private universities using public funds and to bar safeguard public funds from misuse by private entities that have not been brought under the regulatory framework of the Public Finance Management Act, 2015, and the regulations thereunder.
2. **The Land Laws (Amendment) Bill (National Assembly Bill No. 65 of 2023)** is a Bill sponsored by the **Leader of the Majority Party, the Hon. Kimani Ichung'uwa, MP** which seeks to amend various land laws to enhance efficiency in matters relating to grants and dispositions, and compulsory acquisition of land. The Bill contains amendments to the following statutes—
  - (a) **The Land Registration Act, No. 3 of 2012**  
The Bill seeks to amend section 56 of the Land Registration Act No. 3 of 2012 to provide that the Land Registrar shall not register a charge where land rent has not been paid.
  - (b) **The National Land Commission Act, No. 5 of 2012**  
The Bill proposes to amend the National Land Commission Act, No. of 2012 to remove time limits for the review of all grants and dispositions of public land and allow continuous receipt and consideration of historical land injustice claims.
  - (c) **The Land Act, No. 6 of 2012**  
The Bill proposes to amend the Land Act, No. 6 of 2012 to introduce amendments relating to general conditions on leases, licenses and agreements for public land to introduce new provisions to regulate rent for the several periods of valuation of land for rent. In addition, the Bill seeks to amend provisions relating to the compulsory acquisition of interests in land.

NOW THEREFORE, in compliance with Article 118(1) (b) of the Constitution and Standing Order 127(3), the Clerk of the National Assembly hereby invites the public and stakeholders to submit memoranda on the Bills to the respective Departmental Committees listed below—

BILL	COMMITTEE
1. The Universities (Amendment) (No.3) Bill (National Assembly Bill No. 64 of 2023)	Education
2. The Land Laws (Amendment) Bill (National Assembly Bill No. 65 of 2023)	Land

Copies of the Bills are available at the National Assembly Table Office, Main Parliament Buildings and on [www.parliament.go.ke/the-national-assembly/press-releases/bills](http://www.parliament.go.ke/the-national-assembly/press-releases/bills).

The memoranda may be forwarded to the **Clerk of the National Assembly, P.O. Box 41842-CORDO, Nairobi**; hand-delivered to the **Office of the Clerk, Main Parliament Buildings, Nairobi**; or emailed to [secretariat@parliament.go.ke](mailto:secretariat@parliament.go.ke) to be received on or before **Monday 27<sup>th</sup> November, 2023 at 5.00 p.m.**

S. NJORGE  
CLERK OF THE NATIONAL ASSEMBLY  
20<sup>th</sup> November, 2023

"For the Welfare of Society and the just Government of the People"

# **ANNEX 4:**

## **LETTER INVITING STAKEHOLDERS FOR MEETINGS WITH THE COMMITTEE**



THE NATIONAL ASSEMBLY  
OFFICE OF THE CLERK

P. O. Box 41842-00100  
Nairobi, Kenya  
Main Parliament Buildings

Telephone: +254202848000 ext. 3300  
Email: [cna@parliament.go.ke](mailto:cna@parliament.go.ke)  
[www.parliament.go.ke/the-national-assembly](http://www.parliament.go.ke/the-national-assembly)

When replying, please quote

Ref. NA/DDC/EDUC/2023/ (181)

19<sup>th</sup> December, 2023

Ms. Christine Gakii Nkonge  
Executive Director  
Katiba Institute, House No. 5  
The Crescent, Off Parklands Road  
**NAIROBI**

Dear **Ms Nkonge**

**RE: INVITATION TO SUBMIT VIEWS ON THE UNIVERSITIES  
(AMENDMENT) (NO. 3) BILL, (NATIONAL ASSEMBLY BILL NO. 64 OF  
2023) TO THE DEPARTMENTAL COMMITTEE ON EDUCATION**

The Departmental Committee on Education is established under National Assembly Standing Order 216 (5) (c) which amongst others, mandates amongst others to "*study and review all legislation referred to it*".

The Universities (Amendment)(No. 3) Bill (National Assembly Bill No. 61 of 2023), sponsored by Hon. Christopher Aseka Wangaya, MP (*copy attached*), seeks to amend the Universities Act, No. 42 of 2012 to abolish funding of private universities using public funds and to bar the Kenya Universities and Colleges Central Placement Service (KUCCPS) from placement of students to private universities. The object of the Bill is to safeguard public funds from misuse by private entities which have not been brought under the regulatory framework of the Public Finance Management Act, 2015 and the regulations thereunder. The Bill was read a First Time on 15<sup>th</sup> November, 2023, and thereafter committed to the Committee for consideration and reporting to the House in line with the provisions of Standing Order 127(1).

Article 118 of the Constitution and Standing Order 127 (3) require Parliament and its Committees to facilitate public participation and involvement in the consideration of business before them. In line with these provisions, the Committee requests you to present your written submissions in a matrix format that indicates the section of the Act, specific clause, proposed amendment and justification for consideration during the review of the Bill.

The Committee further requests that you submit twenty (20) hard copies of the submissions to the Office of the Clerk, Main Parliament Buildings and a soft copy emailed to [cna@parliament.go.ke](mailto:cna@parliament.go.ke) and copied to the additional emails of the liaison officers provided below by Friday, 5<sup>th</sup> January, 2024 at 5.00pm

A copy of the Bill is available from the Parliamentary website: [www.parliament.go.ke/the-national-assembly/house-bills](http://www.parliament.go.ke/the-national-assembly/house-bills).

The liaison officers on this subject are **Ms. Grace Wahu** who may be contacted on Tel No. +254711591359 or by email: [grace.wahu@parliament.go.ke](mailto:grace.wahu@parliament.go.ke) and **Ms. Rose Natecho**, Tel: +254714899040 or by email: [rose.natecho@parliament.go.ke](mailto:rose.natecho@parliament.go.ke).

Yours



**JEREMIAH W NDOMBI, MBS**  
**For: CLERK OF THE NATIONAL ASSEMBLY**

**Copy to: Hon. Christopher Aseka Wangaya, MP**  
Khwisero Constituency  
Parliament Buildings  
**NAIROBI**





THE NATIONAL ASSEMBLY  
OFFICE OF THE CLERK

P. O. Box 41842-00100  
Nairobi, Kenya  
Main Parliament Buildings

Telephone: +254202848000 ext. 3300  
Email: [cna@parliament.go.ke](mailto:cna@parliament.go.ke)  
[www.parliament.go.ke/the-national-assembly](http://www.parliament.go.ke/the-national-assembly)

When replying, please quote

Ref. NA/DDC/EDUC/2023/ (181)

19<sup>th</sup> December, 2023

Ms. Christine Gakii Nkonge  
Executive Director  
Katiba Institute, House No. 5  
The Crescent, Off Parklands Road  
**NAIROBI**

Dear

**RE: INVITATION TO SUBMIT VIEWS ON THE UNIVERSITIES  
(AMENDMENT) (NO. 3) BILL, (NATIONAL ASSEMBLY BILL NO. 64 OF  
2023) TO THE DEPARTMENTAL COMMITTEE ON EDUCATION**

The Departmental Committee on Education is established under National Assembly Standing Order 216 (5) (c) which amongst others, mandates amongst others to "*study and review all legislation referred to it*".

The Universities (Amendment)(No. 3) Bill (National Assembly Bill No. 64 of 2023), sponsored by Hon. Christopher Aseka Wangaya, MP (*copy attached*), seeks to amend the Universities Act, No. 42 of 2012 to abolish funding of private universities using public funds and to bar the Kenya Universities and Colleges Central Placement Service (KUCCPS) from placement of students to private universities. The object of the Bill is to safeguard public funds from misuse by private entities which have not been brought under the regulatory framework of the Public Finance Management Act, 2015 and the regulations thereunder. The Bill was read a First Time on 15<sup>th</sup> November, 2023, and thereafter committed to the Committee for consideration and reporting to the House in line with the provisions of Standing Order 127(1).

Article 118 of the Constitution and Standing Order 127 (3) require Parliament and its Committees to facilitate public participation and involvement in the consideration of business before them. In line with these provisions, the Committee requests you to present your written submissions in a matrix format that indicates the section of the Act, specific clause, proposed amendment and justification for consideration during the review of the Bill.

The Committee further requests that you submit twenty (20) hard copies of the submissions to the Office of the Clerk, Main Parliament Buildings and a soft copy emailed to [cna@parliament.go.ke](mailto:cna@parliament.go.ke) and copied to the additional emails of the liaison officers provided below by **Friday, 5<sup>th</sup> January, 2024 at 5.00pm**

A copy of the Bill is available from the Parliamentary website: [www.parliament.go.ke/the-national-assembly/house-bills](http://www.parliament.go.ke/the-national-assembly/house-bills).

The liaison officers on this subject are Ms. Grace Wahu who may be contacted on Tel No. +254711591359 or by email: [grace.wahu@parliament.go.ke](mailto:grace.wahu@parliament.go.ke) and Ms. Rose Natecho, Tel: +254714899040 or by email: [rose.natecho@parliament.go.ke](mailto:rose.natecho@parliament.go.ke).

Yours

**JEREMIAH W NDOMBI, MBS**  
**For: CLERK OF THE NATIONAL ASSEMBLY**

Copy to: **Hon. Christopher Aseka Wangaya, MP**  
Khwisero Constituency  
Parliament Buildings  
**NAIROBI**

