

REPUBLIC OF KENYA



ELEVENTH PARLIAMENT (SECOND SESSION) THE NATIONAL ASSEMBLY COMMUNICATION FROM THE CHAIR

PUBLIC COLLECTIONS AND HARAMBEEES

Honourable Members, I have received a letter dated, 17th September 2014 Ref. EACC.7/10/VOL.II (108) from the Ethics and Anti-Corruption Commission indicating that the Commission is concerned that some Members of the National Assembly have continuously engaged in public collections contrary to the legal provisions governing public collections and harambees.

Honourable Members, the Commission has requested me to bring to your attention the provisions of Section 18 of the Leadership and Integrity Act, 2012 which provides that, and I quote-

- (1) A state officer shall not solicit for contributions from the public for a public purpose unless the President has by notice in the Gazette, declared a national disaster and allowed a public collection for the purpose of the national disaster in accordance with the law, and that*
- (2) A state officer shall not participate in a public collection of funds in a way that reflects adversely on that state officer's integrity, impartiality or interferes with the performance of the official duties,*

Further, Section 13 of the Public Officer Ethics Act, 2003 provides that a public officer shall not-

- a) use his office and place of work as a venue for soliciting or collecting harambees; or*

b) either as a collector or promoter of a public collection, obtain money or other property from a person by using his official position in a way to exert pressure.

Honourable Members, this is, therefore, to bring to your attention the contents of the said self-explanatory letter from the Ethics and Anti-Corruption Commission and to direct the Clerk of the National Assembly to distribute copies of the same to all of you for your information.

Thank you!

THE HON. JUSTIN B.N. MUTURI, EGH, MP
SPEAKER OF THE NATIONAL ASSEMBLY

14th October 2014