REPUBLIC OF KENYA

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PARLIAMENT

THE SENATE

TWELFTH PARLIAMENT

REPORT OF THE STANDING COMMITTEE ON FINANCE AND BUDGET

ON

COUNTY GOVERNMENTS' INFRASTRUCTURE PROJECTS COMPRISING COUNTY EXECUTIVE HEADQUARTER OFFICES, ASSEMBLY CHAMBERS & OFFICES AND COUNTY STATE OFFICERS' RESIDENCES

CLERK CHAMBERS
THE SENATE
PARLIAMENT OF KENYA
NAIROBI

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PREFACE

Mandate and Functions of the Committee

Article 124 of the Constitution of Kenya, provides for the establishment of Committees by either House of Parliament. Committees are central to the workings, roles and functions of Parliament as set out in Article 94 and more specifically in Article 96 of the Constitution on the specialised role of the Senate. Article 96 (3) Senate exercises oversight over national revenue allocated to the county governments.

Senate Committees consider policy issues, scrutinize the workings and expenditure of the national and county governments and examine proposals for legislation. In carrying out their mandates, committees may conduct inquiries and the end result of such processes are reports which are presented to the House for adoption.

The Standing Committee on Finance and Budget is established pursuant to standing order 218(3) of the Senate Standing Orders and is mandated –

a) *To investigate, inquire into and report on all matters relating to coordination, control and monitoring of the county budgets and to examine –*
   i) *the Budget Policy Statement presented to the Senate;*
   ii) *report on the Budget allocated to Constitutional Commissions and independent offices;*
   iii) *the Division of Revenue Bill, County Allocation of Revenue Bill, and cash disbursement schedule for county governments; and*
   iv) *to 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 and monetary policies and public debt, planning and development policy;*

b) *pursuant to Article 228 (6) of the Constitution, to examine the report of the Controller of Budget on the implementation of the budgets of county governments.*

Membership of the Committee

The Committee was constituted by the House on Thursday 14th December, 2017, during the First Session of the Twelfth (12th) Parliament. The Committee, as currently constituted, comprises the following Members-

1.	Sen. (Eng) Mohamed M. Mahamud, CBS, MP	- Chairperson
2.	Sen. (Dr) Isaac Mwaura, CBS, MP	- Vice Chairperson
3.	Sen. Wetang'ula Moses Masika, EGH, MP	- Member
4.	Sen. Mutula Kilonzo Junior, MP	- Member
5.	Sen. Aaron Cheruiyot, MP	- Member
6.	Sen. (Dr.) Ali Abdullahi Ibrahim, CBS, MP	- Member
7.	Sen. (Dr) Rose Nyamunga, MP	- Member
8.	Sen. Boniface Mutinda Kabaka, MP	- Member
9.	Sen. CPA Farhiya Haji, MP	- Member

BACKGROUND AND EXECUTIVE SUMMARY

Article 96 (1) of the Constitution provides that the Senate represents the counties, and serves to protect the interests of the counties and their governments. Further, under Article 96(3) the Senate determines the allocation of national revenue among counties.

The Second Schedule of the Senate Standing Orders mandates the Standing Committee on Finance and Budget to investigate, inquire into and report on all matters relating to coordination, control and monitoring of the county budgets.

Article 201 (d) of the Constitution, on the Principles of public finance, provides that public money shall be used in a prudent and responsible way. Further, Article 10(2)(d) on national values and principles of governance demands for sustainable development. This is tied to principles and requirement of efficient, effective and economic use of resources.

Pursuant to its mandate under Article 216 (2) of the Constitution, at a meeting held on 27th June, 2018, the Commission on Revenue Allocation drew the attention of the Committee to the issue of ongoing county governments' infrastructure projects which included construction of County Executive Headquarter Offices, Assembly Chambers& Offices and County State Officers' Residences Projects by County Governments. The residence projects include: construction of residences of county governors, deputy governors and speakers. Noteworthy, were counties which were receiving conditional grants on "Supplement for construction of county headquarters", where the projected costs had almost doubled.

Article 216 (2) of the Constitution sets out the functions of the Commission on Revenue Allocation (CRA). The Commission is, among others, mandated to make recommendations on other matters concerning the financing of, and financial management by, county governments, as required by the Constitution and national legislation.

The Committee resolved to deliberate and interrogate the matter with a view to provide guidelines.

Consequently, the Committee invited stakeholders. Several meetings were held with various stakeholders including the Salaries and Remuneration Commission (SRC), Controller of Budget (COB), Commission on Revenue Allocation (CRA) and the Ministry of Transport, Infrastructure, Housing, Urban Development and Public works. The Committee held a total of seven sittings.

Summary Committee Observations

(a) The timeframe provided by SRC was not adequate since county governments had only one fiscal year to initiate and complete the residential projects. The circular by SRC giving the 30th June, 2019 deadline should be rescinded.

(b) The outcry by residents in different counties in protest of the excessive budgetary provisions for residences was an indication that the projects were not within the immediate needs of the people.

(c) There was need for design standardisation and capping of maximum expenditure on the projects to ensure adherence to the principles of public finance management as enshrined in the Constitution.

(d) For the counties which had already commenced the construction projects, there was need for works appraisal with view to modify the designs and scaling down the costs to allowable limits.

(e) The five counties receiving the conditional grant of Ksh. 363 million (70% of the cost of the facility) spread over 3 years for headquarters should contribute the balance 30% of the cost. The total cost of construction translates to Kshs. 518 million ceiling set for county executive headquarters considering the technical and market forces, costs beyond this limit defeats the purpose or justification of conditional grant.

Summary Committee's Recommendations

The Committee recommends that county governments should consider prioritising the matters that are of service delivery nature and that -

a) The SRC circulars and communication dated 24th October, 2016 to county governments giving the 30th June, 2019 as deadline for option of paying rent for residence of the designated county governments' state officers should be rescinded.

b) The County governments should customise the prototype designs attached for respective projects.

c) The county governments should ensure their estimated costs of construction of executive offices does not exceed Kshs 500,000,000.00.

d) The county governments should ensure that the cost of construction of County Assemblies' chambers are within the limits provided.

Acknowledgements

The Committee acknowledges the Commission on Revenue Allocation for their commitment and continued partnership with the Senate. Further, acknowledges the office of Controller of Budget, Salaries and Remuneration Commission and Ministry of Transport, Infrastructure, Housing, Urban Development and Public Works for their cooperation and contribution during the Committee's deliberations.

Further, the Committee thanks the Offices of the Speaker and Clerk of the Senate for the support extended to the Committee in execution of its mandate.

Appreciations to all Members of the Committee for their patience, sacrifice and commitment to public service, which enabled the Committee complete the assigned task within the stipulated time.

It is now my pleasant duty and privilege, on behalf of the Standing Committee on Finance and Budget, to present to the Senate, this Report of the Committee on the matters of County Governments' Infrastructure Projects comprising County Executive Headquarter Offices, Assembly Chambers & Offices and County State Officers' Residences.

SIGNED: .....

SEN. (ENG) MOHAMED M. MAHAMUD, CBS, M.P.

(CHAIRPERSON, STANDING COMMITTEE ON FINANCE AND BUDGET)

Date: 27th November 2018

Adoption of Report

Pursuant to standing order 213 (2) of the Senate Standing Orders, the Senate Standing Committee on Finance and Budget Committee adopted its report on County Governments' Infrastructure Projects comprising County Executive Headquarter Offices, Assembly Chambers & Offices and County State Officers' Residences. The Members of the Committee hereby affix their signatures to this Report to affirm the contents and support for the Report –

Sen. (Eng) Mohamed M. Mahamud, CBS, MP	-Chairperson _____
Sen. (Dr) Isaac Mwaura, CBS, MP	-Vice Chairperson _____
Sen. Wetang'ula Moses Masika, EGH, MP	- Member _____
Sen. MutulaKilonzo Junior, MP	- Member _____
Sen. Aaron Cheruiyot, MP	- Member _____
Sen. (Dr.) Ali Abdullahi Ibrahim, CBS, MP	- Member _____
Sen. (Dr) Rose Nyamunga, MP	- Member _____
Sen. CPA Farhiya Haji, MP	- Member _____
Sen. Boniface Mutinda Kabaka, MP	- Member _____

Chapter One

1.0 Introduction and Background

The Salaries and Remuneration Commission (SRC) through Kenya *Gazette* Notice, dated 1st March, 2013, required that the State should provide housing benefits to designated State officers including governors and the speakers of county assemblies.

In the *Gazette* Notice, it was stipulated that the benefit would not be provided in form of house allowance but as housing benefit/residence. However, the Commission noted that most counties did not have official residences to house the afore-mentioned State officers and therefore, allowed for the leasing of residential houses for governors and speakers.

To ascertain the rental value of the houses, SRC directed that counties should be guided by the Department of Public Works. The SRC further advised that rental payments be made directly to the house owners.

The Commission further, undertook a study to obtain the market rental prices of houses befitting the Governors and Speakers across counties. The study informed the setting of rent ceilings payable for governors and County Assemblies office facilities and Speakers' residential houses.

Through a communication made on 24th October, 2016, the SRC issued a directive on the ceiling for the Governors and Speaker's official residence as follows:

i. Governors-Rental ceiling of Kshs. 200,000 per month for Nairobi, Mombasa, and Kisumu County Governors; and Kshs. 100,000 per month for governors in other counties;

ii. Speakers-Rental ceiling of Kshs. 150,000 per month for Nairobi, Mombasa and Kisumu county speakers; Kshs. 75,000 per month for speakers in other counties.

Further, the Commission advised counties to prioritize construction of official residences for the two offices in the 2018/2019 fiscal year. The Commission directed that the option of paying rent for official residence of the Governor and County Assembly Speaker would cease by 30th June, 2019.

The Commission on Revenue Allocation (CRA), on the other hand, through Circular No.5 of 2015, dated 19th May, 2015, advised counties to focus on the core area of development and to make budgetary provisions for non–core projects over a period of 5-10 years. The advisory, however, encouraged renovation of existing infrastructure for county executive offices and the county assembly chambers while residential accommodation would be rented.

The CRA expressed displeasure with the SRC directive, as it was of the view that such immediate budgetary provisions and expenditure on offices and residential buildings was not in line with the principles of public finance which require that public money be used in a prudent and responsible way.

Secondly, the counties earmarked and benefitting from conditional grant on *Supplement for construction of county headquarters* (70% of the total construction cost) had designed construction plans which were far above the projected costs. These counties had been identified by Senate for supplement financing for construction of headquarters since they had not inherited adequate offices and the cost of constructing would be a burden to the counties reducing their capacity on service delivery.

Further, there was public outcry on the exorbitant budgetary provisions for construction of residences of county governors, deputy governors and assembly speakers.

Chapter Two

2.0 Submissions from Stakeholders

In consideration of the matter, the Committee invited the concerned parties which made submissions as follows:

2.1 Commission on Revenue Allocation

The Committee invited Commission on Revenue Allocation (CRA) to provide further information and CRA reported as follows-

The Commission on Revenue Allocation (CRA) is established under Article 215 of the Constitution. One of its mandates under Article 216(2) is to make recommendations on the financing of, and financial management by, county governments, as required by the Constitution and other national legislations.

Pursuant to its mandate, the CRA had monitored use of funds by the counties on certain long term infrastructure projects, particularly-

i) County Headquarters;

ii) Governor and Deputy Governors Residences;

iii) County Assembly Chambers;

iv) County Assembly Office Blocks; and

v) Speakers Residences.

That through Gazette Notice No.6518 and Circular No. SRC/TS/CGOVT/3/61 dated 24th October 2016 and SRC/TS/CGPVT/3/61 VOL.IV (45) dated 25th August 2015 the Salaries and Remuneration Commission (SRC) had issued guidelines on rent for residential houses for Governors, Deputy Governors and County Assembly Speakers. In addition, the SRC provided that all counties must have constructed residences for the above state officers by 30th June, 2019

It is upon this directive by SRC, that county governments had prioritised the construction of residences, and provided inordinately high budget allocations in Financial Year 2018/2019, to meet the SRC deadline of 30th June, 2019.

Concerned by the high allocations, the CRA requested the Ministry of Transport, Infrastructure, Housing, Urban Development and Public Works with view of establishing estimates for the projects. The Ministry provided the following estimates:

i. County Assembly chambers - Kshs. 727,739,000

ii. County offices/headquarters - Kshs424, 539,000

iii. Governor's residence – Kshs267, 980,000

iv. Deputy Governor's residence - Kshs 174,250,000

v. Speaker's residence - Kshs 174,250,000

A sample study showed diverse budgetary provisions on these non-core projects as follows-

County	Governor's Residence (in Millions)	Deputy Governor's Residence (in Millions)	Executive Head Quarters (in Millions)	Speaker's Residence (in Millions)	Assembly Offices (in Millions)
Kirinyaga	100				
Embu	75				335
Isiolo	60				
Kilifi		214		200	500
Nyandarua			800		442
Nairobi				130	400
Uasin Gishu				80	850
Garissa				75	
Bungoma					400
Samburu					320

The CRA engaged the Ministry further and after a series of meetings, it was resolved that the project estimates revised downwards as follows:

(a) County offices\Headquarters - Kshs 500 million

(b) Governor's residence – Kshs 45 million

(c) Deputy Governor's residence – Kshs. 35 million

(d) Speaker's residence - Kshs. 35 million

(e) The County Assembly chambers - the assemblies could be categorised into four based on the number of members namely and estimated cost was to be provided -

(i) Type I (1-30 MCAs)

(ii) Type II (31-60MCAs);

(iii) Type III (61-90MCAs);

(iv) Type IV (91-150MCAs)

The Committee was informed that all the earlier designs could be modified to suit the specific area but within the set project estimates. A tenant purchase financing model, which involves counties working with the National Housing Corporation or the County Pension Schemes would also be proposed.

The CRA requested the Senate Standing Committee on Finance and Budget to consider these emerging issues and provide a way forward or guidelines for implementation of the development of such county governments infrastructure projects.

2.2 Submission by Salaries and Remuneration Commission

The Committee invited the Salaries and Remuneration Commission for a meeting. The SRC appeared before the Committee and made the following submissions:

That through Kenya gazette dated 1st March, 2013 the Commission directed that the State should provide housing benefit to designated state officers including the Governors and the Speakers of County Assemblies. The benefit should be in form of housing benefit/residence. Further, that where there was no official residence, the county government should lease residential houses.

The county governments were to consult relevant Ministry department to ascertain the market rental value of the houses. The rental payments were to be made directly to the house owner.

The SRC held assumption that the standard of housing that was provided to the former Provincial Commissioners (PCs) was a stately nature befitting the Governor and Speaker. The former PCs official residence had 4-9 rooms that included: a servant quarter, a guest wing, a garage, a meeting room, and the house was on at least two acres. To ascertain market rental values, the Ministry of Land, Housing and Urban Development provided the 2001 rental values of the official residences as provided in the table below. These were adjusted to cater for inflation as at 2014.

No.	County	No. of rooms	Monthly Rental Value Kshs as at 2001	Estimated (Adjusted) Monthly Rental Value Kshs. as at 2014
1.	Embu	4	25,000	65,000
2.	Kakamega	7	28,000	73,000
3.	Nakuru	4	35,000	91,000
4.	Garissa	7	10,000	26,000
5.	Nyeri	9	36,000	94,000
6.	Kisumu	7	48,000	125,000
7.	Mombasa	8	50,000	131,000
8.	Nairobi	4	60,000	157,000

Since most of the counties did not have such residences, the SRC requested the respective county directors of housing to provide market rental values of houses similar to the former PCs official residence in respective counties. Out of 47 Counties, 29 county directors of public housing provided the market rental prices as directed. The county directors also provided the rent paid for governors and speakers housing in their respective county governments by April 2016.

From the information obtained from the county directors, the SRC noted that:

i. Nandi, Elgeyo Marakwet, West Pokot, Homabay and Tharaka Nithi counties do not have houses comparable to the former PCs' residences. Further that the governors for Nandi and Elgeyo Marakwet resided in Eldoret (Uasin Gishu County), while the governor for West Pokot resides in Kitale, (Trans Nzoia County) and the Governors for Homabay and Tharaka Nithi lived in their own homes;

ii. Nairobi county had the highest rental rates for both the governor and county speaker (Kshs. 200,000-500,000) followed by Kiambu County (Kshs. 150,000-450,000), Mombasa County (Kshs. 130,000-300,000), Uasin Gishu County (Kshs. 135,000-200,000) and Kwale County (Kshs. 120,000-220,000);

iii. Lamu County pays the highest rent for its governor at Kshs. 250,000 per month whereas Kirinyaga and Nyamira counties pay the lowest rent for their governors, each paying Kshs. 50,000 per month;

iv. With respect to Speakers housing, Nandi and Lamu counties pay the highest monthly rent, each paying Kshs. 110,000. Migori County pays the lowest monthly rent for its Speaker at Kshs. 28,000 per month.

Following the above analysis, to promote prudence in financial management, the SRC set the ceilings for the governors and speaker's official residence. The direction was communicated on 24th October, 2016. The ceilings were set as follows:

State Officer	**Rental Ceilings**	
	Nairobi, Mombasa and Kisumu	**Other Counties**
Governors	Kshs. 200,000 per month	Kshs. 100,000 per month
Speakers	Kshs. 150,000 per month	Kshs. 75,000 per month

The Commission further advised the counties to prioritize construction of official residences for the two office holders in the 2018/2019 fiscal year. In addition, the Commission directed that the option of paying rent for official residence of the county governors and county assembly speakers to cease by 30th June, 2019.

The SRC through a *Gazette* Notice No. 6518, dated 7th July, 2017, reviewed the remuneration and benefits for state officers in the county governments. Through that review, the Deputy Governors were conferred with official residences as one of their benefits as follows-

State Officer	**Rental Ceilings**	
	Nairobi, Mombasa and Kisumu	**Other Counties**
Deputy Governor	Kshs. 185,000 per month	Kshs. 90,000 per month

The Commission further advised that that the direction that the option of paying rent for residence of the deputy governor would cease by 30th June, 2019, would remain in force.

Regarding implementation of housing benefits for Designated County State Officers, the SRC undertook a study on the level of compliance by counties to its circulars. The exercise was conducted between 18th and 28th June, 2018 and it covered 32 county governments. The study established that:

i) counties had set aside varying budgets for the construction of said official residences. The budget allocations set aside for the construction of the governors' official residence varied from Kshs. 100 million to Kshs. 250 million.

ii) counties made the budget allocations without the input of the Ministry of Public Works on design and bills of quantities. These projected construction costs without technical inputs from public works was open to abuse.

The SRC thus proposed that the Senate may take up the matter and ensure there were proper guidelines on matters of providing residences to the designated county government state officers and ensure financial prudence in usage of public resources

2.3 Submission by the Ministry of Transport, Infrastructure, Urban Development, Housing and Public Works.

The Committee in its deliberations invited the Ministry of Transport, Infrastructure, urban development, Housing and Public Works.

The ministry appeared before the Committee and made the following submissions.

Following the promulgation of the Constitution, at the initiation of the devolution, the ministry through the department of public works spearheaded the designing and development of county executive offices and assemblies. This was in line with National Government's duty to support county government.

The former county council, municipal and town council halls that existed in all counties were evaluated (March 2011) to ascertain their adequacy in accommodating the anticipated county governments.

For the counties that did not have the facilities or wanted to expand, there was proposed designs (prototype designs) which aimed towards having uniform and similar facilities in all counties. The 2011 infrastructural designs were to be customised for every site, after site identification, investigation and survey works.

Further, arising out of the mandate, the Department of Public Works spearheaded the design and development of the county governor and speakers' residences. Preliminary designs and estimates were developed in 2011 by project manager, and costs were as below-

Facility	Office	Land Requirement	Cost (in '000')
County Assembly		3-4 Acres	727,739
County Offices		2-3 Acres	424,539

County Leadership Residences	Governors	1-2 Acres	267,980
	Deputy Governors		174,250
	County Speaker		174,250
	County Clerk		174,250
Total			**1,943,008**

Following the release of the above estimates, CRA raised matters related to prudent use of public resources. Several consultative meetings were held between the CRA and the ministry and the estimates were revised downwards as follows-

(i) Governor's residence Kshs 45,000,000.00

(ii) Deputy governors Kshs 35,000,000.00

(iii) Speakers residence Kshs 35,000,000.00

(iv) County headquarters Kshs 500,000,000.00

(v) County assemblies were to be in four categories namely:

a) Type I(1-30 MCAs)

b) Type II(31-60MCAs)

c) Type III(61-90MCAs)

d) Type IV(91-150MCAs)

Type	Numbers	Estimated Cost (in Millions)		Total Cost in millions (excluding the cost of the land)
		Chambers	MCAs offices	
1	30 and below	200	200	400
11	31- 60	250	250	500
111	Above 60	400	350	750

To ensure uniformity the department of public works was to provide appropriate the prototype designs for development of the county executive offices, county assemblies' chambers and offices, county governors' and county assembly speakers' residences.

Further, the ministry reported that the department had successfully participated in designing, documentation and supervision of three county assembly facilities namely- Bomet, Nyandarua and Marsabit.

The Ministry submitted prototype/ thematic designs for

a) County executive offices

b) County assembly chamber and offices

c) Residences as follows- Governors (800- 750 m^2), deputy governors (500- 650 m^2) and the speakers (500- 650 m^2).

The acreage for the residences would differ depending on the availability of land. However, beyond 2 acres would not be prudent.

Further, according to the Department, if funds would be available, the residences could be completed in twelve months including procurement period of three months. Constructing county headquarters would take 24-32 months (three financial years) including the three months' procurement period.

Conditional grant on *Supplement for construction of county headquarters*

The State Department of public works submitted that the implementation of the project was to be carried out through the Ministry. The National government would contribute 70% of the total cost of construction while the county government was to contribute the 30%. The counties benefiting from the grant were- Tharaka Nithi, Nyandarua, Isiolo, Tana River, and Lamu.

The Department was to develop designs, documentation and supervision of five county headquarters. However, most of the counties had made designs whose cost was above the estimated cost, Kshs. 518 million. The projects were at different stages as shown below.

County	Project Cost (Kshs)	Status	Remarks
Tharaka Nithi	366,823,802.56	54% done The Ministry was engaged at a point when the building was just off the ground	Project was being undertaken at Kathwana. The amount certified was kshs. 142,608,195. The office block was to accommodate between 500-600 officers. Total floor area of 6800m^2.
Nyandarua	617,664,564.15	20% done substructure ongoing	Project was being undertaken at Olkalao. The amount certified was kshs. 28,381,981.15. The total floor area was 8700 M^2 to accommodate 500-600 officers. There was a 3 months' delay in starting the project since the contractor could not start works without a letter of comfort.
Isiolo	870,708,404.35	Tendered and awarded	The project was being undertaken in Isiolo town. The total floor area was 9900m^2 to accommodate 500-600 officers. The status -awaiting official site handover to the contractor. There were challenges which lead to changes of site.
Tana River	900,000,000	Documentation complete and awaiting tendering	The total floor area was 8700 m2 to accommodate 500-600 officers. The status-.
Lamu	Mokowe – 400 million	Documentation complete to be awarded	Unique nature of the island led to segregation of the county offices. The floor area- Mokowe 2100m^2. Faza and Hindi each floor area 700m^2 to accommodate 50-75 officers each.
	Hindi – 200,790,251.36	Tender evaluation ongoing	
	Faza- 211,801,246.36		

It was submitted that the maximum estimated cost of county executive headquarters was Kshs. 500 million. The ministry had completed the prototype designs. However, each county had freedom to add their aesthetic/ cultural values but the cost should not exceed the proposed limits.

Regarding exchequer release of the conditional grant, the Ministry submitted that that

a) The National Treasury had not released the funds as per the approved county Allocation of Revenue Act for the financial years 2016/2017 and 2017/2018.
b) Out of the 5 counties which were to receive the funds Tharaka Nithi was the only county whose works had started in time.
c) Nyandarua and Isiolo counties: the contracts had been awarded and their values were above the proposed limits.
d) Tana River and Lamu counties documentation was complete and were awaiting award of tenders.
e) Tharaka Nithi: the building was almost complete. However, the initial designs of the building did not include some structural works. The designs were being altered to provide for essential structures such as water systems.

In some cases, the cost had escalated due to additional aesthetics, however, such may be scaled down to ensure the costings were within the recommendations and ensure prudence use of public funds.

The Ministry submitted that they had written letters to the respective county executives informing them of the proposed limits on the total cost of construction. Further, in their communication, the ministry proposed possible areas of adjustments without affecting the overall structure.

Chapter Three

3.0 Committee Observations and Recommendations

3.1 Observations

The Committee observed that-

(a) The timeframe provided by SRC was not adequate since county governments had only one fiscal year to initiate and complete the residential projects. The circular by SRC giving the 30th June, 2019 deadline should be rescinded.

(b) The outcry by residents in different counties in protest of the excessive budgetary provisions for residences such as-

- ✓ Homa Bay County Kshs. 150m was allocated for the for Speakers' House,
- ✓ Muranga County Kshs. 350m was allocated for residences of Governor, Deputy and Speaker,
- ✓ Nyeri County Kshs. 200m was allocated for the Governor's residence, and
- ✓ Kirinyaga County Kshs. 100m was allocated for the Governor's residence.

That was an indication that the projects were not within the immediate needs of the people.

(c) For the counties where the former county/ municipal council existed, the county ought to have taken over the facilities of the former municipal councils and county councils to ensure they did not suffer from inadequate chambers and offices.

(d) There was need for design standardisation and capping of maximum expenditure on the projects to ensure adherence to the principles of public finance management as enshrined in the Constitution.

(e) For the counties which had already commenced the construction projects, there was need for works appraisal with view to modify the designs and scaling down the costs to allowable limits.

(f) The five counties receiving the conditional grant of Ksh. 363 million (70% of the cost of the facility) spread over 3 years for headquarters should contribute the balance 30% of the cost. The total cost of construction translates to Kshs. 518 million ceiling set for county executive headquarters considering the technical and market forces, costs beyond this limit defeats the purpose or justification of conditional grant.

3.2 Recommendations

The Committee recommends that

a) The SRC circulars and communication dated 24th October, 2016 to county governments giving the 30th June, 2019 as deadline for option of paying rent for residence of the designated county governments' state officers should be rescinded.

b) The County governments should customise the prototype designs attached for their respective projects.

c) The county governments should ensure that the estimated costs of designated county state officers' residences do not exceed the limits as indicated below-

Residence	Maximum Costs
County Governors	Kshs. 45,000,000.00
County Deputy Governors	Kshs 35,000,000.00
County Assembly Speakers	Kshs 35,000,000.00
The size of the land should not exceed two acres and not below a quarter acre	

d) The county governments should ensure their estimated costs of construction of executive offices does not exceed Kshs 500,000,000.00.

e) The County Governments should ensure that the cost of construction of County Assemblies' chambers are within the limits provided below.

Type	House Membership	Estimated Cost (in Millions)		Total Cost (excluding the cost of the land) (in Millions)
		Chambers	MCAs offices	
1	30 and below	200	200	400
11	31- 60	250	250	500
111	61 -90	400	350	750

f) The counties which had awarded contract which were above the recommendations above should consider renegotiating with view of adjusting the contract sum.

Appendices

a) The Prototype Designs

b) Stakeholders' submissions

c) Minutes of the Committee

COMMISSION ON REVENUE ALLOCATION (CRA)

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COMMISSION ON REVENUE ALLOCATION

RECOMMENDATIONS ON THE NON-CORE INFRASTRUCTURE PROJECTS IN THE COUNTIES

The Commission on Revenue Allocation (CRA) is established under Article 215 of the Constitution of Kenya 2010. One of its mandates under Article 216(2) is to make recommendations on the financing of, and financial management by, County Governments, as required by the Constitution and other national legislation.

Pursuant to this mandate we have monitored use of funds by the counties for long tern infrastructure projects which includes the following:-

- County Headquarters
- Governor and Deputy Governors residences
- County Assembly Chambers'
- County Assembly Office blocks
- Speakers' residences

On 19th May 2015 through CRA circular No. 5 of 2015, counties were advised to focus on the core area of development and to make budgetary provisions for non-core projects over a period of 5-10 years. The advisory however encouraged renovation of existing infrastructure for offices and the assembly while residential accommodation would be rented.

Towards this end, the Senate through the Infrastructure Committee reviewed the adequacy of County Headquarters in various counties and

identified five counties (Nyandarua, Tharaka Nithi, Isiolo, Tana River and Lamu) as being in dire need for county headquarters and recommended funding to construct headquarters through a conditional grant from the national government. This has been done.

Through Gazette Notice No.6518 and circular No: SRC/TS/CGOVT/3/61 dated 24thOctober 2016 (**Annexe. 1 & 2**) and SRC/TS/CGPVT/3/61 VOL.IV (45) dated 25th August 2015 (**Annexe 3**) the Salaries and Remuneration Commission (SRC) issued guidelines on rent for residential houses for Governors, Deputy Governors and County Assembly Speakers. In addition the SRC provided that all counties must have constructed residences for the above State Officers by 30th June 2019.

Our review of the current status shows that counties are at various stages of implementing these projects and at hugely varying costs. A sampling review of the county budgets for 2018/2019 financial year as per the attached **(Table 1)** confirms the same. Our initial engagement with the Ministry of Transport, Infrastructure, Housing and Urban Development established the following estimates developed in 2011 before the onset of devolution. **(Annexe 4)**

County Assembly Chambers – Kshs 727,739,000.00
County Offices/Headquarters - Kshs 424,539,000.00
Governor's Residence - Kshs 267,980,000.00
Deputy Governors' residence - Kshs. 174,250,000.00
Speakers' residence – Kshs. 174,250,000.00

It was the opinion of the Commission that such expenditure on offices and residential buildings was not in line with the principles of public finance which require that, *"public money shall be used in a prudent and responsible way"*. Further engagement with the Ministry culminating to a meeting between the Chairperson of CRA and the Principal Secretary Ministry of Transport, Infrastructure, Housing and Urban Development has led to development of generic designs (**Annexe 5**) at reduced costs as follows: -

County Offices/Headquarters - Kshs 500,000,000.00
Governor's Residence - Kshs 45,000,000.00
Deputy Governors' residence - Kshs. 35,000,000.00
Speakers' residence – Kshs. 35,000,000.00

County Assemblies could be in four categories based on the number of members namely: -

a) Type I (1-30 MCAs)
b) Type II (31-60 MCAs)
c) Type III (61-90 MCAs)
d) Type IV (91-150 MCA's)

All these designs could be modified to suit the specific area but within the set budgetary provision. A Tenant purchase financing model, which involves counties working with the National Housing Corporation or the Pension Schemes, has also been proposed.

The commission wishes to work with the Senate to issue recommendations, backed by the relevant legislation and technical input from the Ministry of Transport, Infrastructure, Housing and Urban Development on the permissible threshold and financing model for the same as the counties work towards meeting the SRC deadline of 30th June 2019.

CRA requests the Senate Standing Committee on Finance and Budget to consider the above finding as a basis for developing enabling legislation which would enable the Commission to issue guidelines the development of county infrastructure.

ANNEXE 1.

Salaries & Remuneration Commission
Rewarding productivity

Ref. No: SRC/TS/CGOVT/3/61

24th October, 2016

All Clerks
County Assemblies

HOUSING BENEFIT FOR SPEAKERS

The Kenya Gazette Notice of 1st March, 2013 by the Salaries and Remuneration Commission (SRC) advised that the state should provide an official residence for His Exceliency the President, the Chief Justice, Governors and Speakers of National and County Assemblies. It stipulated that the benefit would not be provided in form of house allowance but as housing benefit (official residence).

The Commission however, noted that most Counties did not have houses within the Counties befitting the status of Speakers. The Counties were therefore, advised to enter into lease agreements. In ascertaining the rental value of the houses to be leased, SRC advised that Counties be guided by the Ministry Transport, Infrastructure, housing and Urban Development.

In 2015, The Commission collected data on prevailing market rents for houses across the Counties suitable for Speakers. Analysis from available data indicated that rents currently being paid were way above market rates. Consequently, the Commission advices that the monthly rent payable for a Speaker's official residence should not exceed:

(a) Kshs. 150,000 per month for Nairobi, Mombasa and Kisumu Counties; and
(b) Kshs. 75,000 per month for other Counties.

The rental payments should be made directly to the owner of the house.

The Commission further advices that Counties to prioritize funds for construction of Speakers' official residences in the 2018/19 budget cycle. The option for County governments paying rent for Governors' residential houses shall cease by 30th June, 2019.

Anne R. Gitau (Mrs.)
Commission secretary

CC.

Dr. Kamau Thugge, EBS
Principal Secretary
National Treasury
NAIROBI

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Mr. Edward R.O. Ouko, CBS
Auditor General
Kenya National Audit Office
NAIROBI

Mr. George Goko
Commission Secretary
Commission of Revenue Allocation
NAIROBI

Mrs. Agnes Odhiambo
Controller of Budget
NAIROBI

All County Speakers

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ANNEXE. 2.

Salaries & Remuneration Commission

Rewarding productivity

Ref. No: SRC/TS/CGOVT/3/61

24th October, 2016

All County Secretaries

HOUSING BENEFIT FOR GOVERNORS

The Kenya Gazette Notice of 1st March 2013 by the Salaries and Remuneration Commission (SRC) made a provision for housing benefit by the State for the President, Chief Justice, Governors and Speakers. It stipulated that the benefit would not be provided in form of house allowance but as housing benefit (official residence).

The Commission however, noted that most Counties did not have houses within the Counties befitting the status of Speakers and Governors. The Counties were therefore, advised to enter into lease agreements. In ascertaining the rental value of the houses to be leased, SRC advised that Counties be guided by the Ministry of Transport, Infrastructure, Housing and Urban Development.

In 2015, The Commission collected data on prevailing market rents for houses across the Counties suitable for Governors and Speakers. Analysis from available data indicated that rents currently being paid were way above market rates. Consequently, the Commission advices that the monthly rent payable for a Governor's official residence should not exceed:

(a) Kshs. 200,000 per month for Nairobi, Mombasa and Kisumu Counties; and
(b) Kshs. 100,000 per month for other Counties.

The Commission further advices that Counties to prioritize funds for construction of Governors' official residences in the 2018/19 budget cycle. The option for County governments paying rent for Governors' residential houses shall cease by 30th June, 2019.

Anne R. Gitau (Mrs.)
COMMISSION SECRETARY

CC:

Dr. Kamau Thugge, EBS
Principal Secretary
National Treasury
NAIROBI

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Mr. Edward R.O. Ouko, CBS
Auditor General
Kenya National Audit Office
NAIROBI

Mr. George Ooko
Commission Secretary
Commission of Revenue Allocation
NAIROBI

Mrs. Agnes Odhiambo
Controller of Budget
NAIROBI

All County Governors

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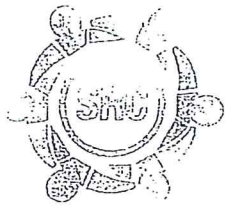
ANNEXE 3

CC COMMISSIONERS
DIRECTORS
G.O.
30.8.17



Salaries & Remuneration Commission

Rewarding productivity

Ref. No: SRC/TS/CGOVT/3/61 VOL.IV (45)

25th August, 2017

All County Secretaries

HOUSING BENEFIT FOR DEPUTY GOVERNORS

Reference is made to the Special Issue of the Kenya Gazette Notice Vol.CXIX-N0.89 of 7th July, 2017 and specifically Gazette Notice No.6518 on Remuneration and Benefits for State Officers in the County Government.

As you are aware, the Salaries and Remuneration Commission (SRC) in exercise of the powers conferred by Article 230(4) (a) of the Constitution of Kenya 2010, set the remuneration and benefits for State Officers in the County Government as communicated via the referred Gazette Notice. Among the benefits set is the provision for a Housing Benefit by the County for the Governor, Deputy Governor and the Speaker of the County Assembly. The benefit is not provided in the form of house allowance but as a Housing Benefit (official residence).

The Commission would like to advice Counties on the Housing Benefit for designated State Officers in the County as follows:

(a) The provision of this benefit for the Governor and the Speaker of the County Assembly is as stipulated in the letter Ref No: SRC/TS/CGOVT/3/61 dated 18th December 2013 and Ref. No: SRC/TS/CGOVT/3/61 dated 24th October 2016 **(Copies attached)**.

(b) In case a County does not currently have a house within the County befitting the status of the designated State Officers, the County should enter into a lease agreement. This should be after ascertaining the rental value of the house to be leased guided by the Ministry of Transport, Infrastructure, Housing and Urban Development. In this regard, the monthly rent payable for a Deputy Governor's official residence should not exceed:

(i) Kshs.185,000 per month for Nairobi, Mombasa and Kisumu Counties; and

(ii) Kshs.90,000 for other Counties

The Commission further advices that Counties prioritize funds for the construction of such official residences in the 2018/19 Budget Cycle. The option for County Governments paying rent at the stipulated rates for the designated State Officers residential houses in the County shall cease by 30th June 2019.

Williamson House, 4th Ngong Avenue, 6th Floor, Nairobi - Kenya | P.O. Box 43126-00100 Nairobi | Email: info@src.go.ke | Website: www.src.go.ke | Tel: +254 (20) [illegible]

The Commission appreciates your continued support and is available for any further clarification.

Anne R. Gitau (Mrs.)
COMMISSION SECRETARY

CC:

The Principal Secretary
Ministry of Transport, Infrastructure, Housing and Urban Development
Nairobi

Principal Secretary,
The National Treasury
NAIROBI

Controller of Budget,
Office of the Controller of Budget
NAIROBI

The Auditor General,
Kenya National Audit Office
NAIROBI

The Secretary,
Ethics and Anti-Corruption Commission
NAIROBI

The Secretary
Commission on Revenue Allocation
NAIROBI

All County Governors

SPECIAL ISSUE

6516

THE KENYA GAZETTE

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GAZETTE NOTICE No. 6516

THE CONSTITUTION OF KENYA

REMUNERATION AND BENEFITS FOR STATE OFFICERS IN THE EXECUTIVE OF THE NATIONAL GOVERNMENT

IN EXERCISE of the powers conferred by Article 230 (4) (*a*) of the Constitution, the Salaries and Remuneration Commission has reviewed and now sets the remuneration and benefits for State Officers in the Executive of the National Government as follows:

1. Remuneration for State Officers in the Executive of the National Government

State Officer	*Monthly Gross Remuneration Package (Kh.)*
President of the Republic of Kenya	1,443,750
Deputy President	1,227,188
Cabinet Secretary Secretary to the Cabinet Attorney General Chief of Defence Forces	924,000
Principal Secretary Vice Chief of Defence Forces Commander of Kenya Army Director General, National Intelligence Service Inspector General, National Police Service	765,188
Commander Kenya Airforce Commander Kenya Navy	747,461
Deputy Inspector General Kenya Police Service Deputy Inspector General Administration Police Service	621,250

Notes:

(*a*) A State Officer appointed on or after the effective date of this Gazette Notice shall be paid the remuneration package set herein.

(*b*) A serving State Officer whose remuneration package for the Office they are holding was set by Salaries and Remuneration Commission and published in the Gazette Notice No. 2885 dated 1st March, 2013, shall retain such remuneration package until the expiry of the current term of Office.

(*c*) The monthly gross remuneration package set herein is fixed for the term of Office of the State Officer.

2. Benefits for State Officers in the Executive of the National Government

(*a*) Official Transport shall be provided.

(*b*) Medical Benefit: An annual medical cover shall be provided per family to cover self, spouse and up to four children below the age of twenty-five years fully dependent on the State Officer as follows:

Inpatient: KSh.	10 million
Outpatient: KSh.	300,000
Maternity: KSh.	150,000
Dental: KSh.	75,000
Optical: KSh.	75,000

(*c*) Retirement Benefit:

(i) For the President, the Presidential Retirement Benefits Act, 2003 shall apply.

(ii) For the Deputy President, the Retirement Benefits (Deputy President and Designated State Officers) Act, 2015 shall apply.

(iii) A State Officer serving or appointed on permanent and pensionable terms shall be eligible to pension benefit in line with the existing laws.

(iv) A State Officer serving or appointed to a fixed term of Office shall be paid a service gratuity at the rate of 31% of the basic remuneration package for the term served.

(*d*) Group Life Insurance: A State Officer shall be covered for a value equivalent to three times of the annual basic remuneration package.

(*e*) Group Personal Accident: A State Officer shall be covered for a value equivalent to three times of the annual basic remuneration package.

(*f*) Car Loan and Mortgage Benefit: To be provided as per Salaries and Remuneration Commission (SRC) Circular Ref No SRC/ADM/CIR/1/13/Vol. III (128) dated 17th December,

2014 read together with SRC Circular Ref No SRC/ADM/CIR/I/13/VOL. III (130) dated 29th January, 2015 and SRC Circular Ref. No SRC/ADM/CIR/I/13/Vol. III (142) dated 25th August, 2016.

(g) Daily Subsistence Allowance: To be paid as per SRC Circular(s) Ref No. SRC/ADM/CIR/I/13 Vol. III (126) dated 10th December, 2014 and Ref No. SRC/ADM/CIR/I/13/Vol. III (127) dated 18th December, 2014.

(h) Airtime: To be paid at the rate of Kshs. 20,000 per month.

(i) Official Residence: The President and Deputy President shall be housed by the State and provided with commensurate home utilities and attendants.

(j) Security: To be provided as advised by the Inspector-General of Police.

Note.—For purposes of gratuity, pension and insurance, annual basic remuneration package is computed on the basis of sixty (60) percent of the monthly gross remuneration package.

3. Any benefit and allowance not specified in this Gazette Notice are not payable unless otherwise set by Salaries and Remuneration Commission.
4. On the effective date of this Gazette Notice, remuneration and benefits published in the Gazette Notice No. 2885 dated 1st March 2013, advice, letters and/or circulars on remuneration and benefits for State Officers in the Executive of the National Government cease to apply, save for ongoing contracts as per note (1) (b) above.

Effective date: 8th August, 2017.

SARAH J. C. SEREM,
Chairperson, Salaries And Remuneration Commission

GAZETTE NOTICE No. 6517

THE CONSTITUTION OF KENYA

REMUNERATION AND BENEFITS FOR STATE OFFICERS IN THE SENATE AND THE NATIONAL ASSEMBLY

IN EXERCISE of the powers conferred by Article 230 (4) (*a*) of the Constitution, the Salaries and Remuneration Commission has reviewed and now sets the remuneration and benefits for State Officers in The Senate and The National Assembly serving in the 12th Parliament as follows:

1. Remuneration for State Officers in The Senate and The National Assembly

State Officer	*Monthly Gross Remuneration Package (KSh.)*
Speaker of The Senate Speaker of The National Assembly	1,155,000
Deputy Speaker of The Senate Deputy Speaker of The National Assembly	924,000
Leader of Majority Party, The Senate Leader of Majority Party, The National Assembly Leader of Minority Party, The Senate Leader of Minority Party, The National Assembly	765,188
Member of The Senate Member of The National Assembly	621,250

Notes:

(a) The remuneration set herein will be payable to the State Officer with effect from the date of swearing in of the State Officer.

(b) The monthly gross remuneration package is fixed for the term of the Office of the Member of each House of Parliament.

2. Benefits for State Officers in The Senate and The National Assembly

(1) Committee Sitting Allowance

State Officers in The Senate and The National Assembly who serve in Committees shall be paid Committee Sitting Allowance as follows:

(a) Chairperson: KSh. 8,000 per sitting subject to a maximum of sixteen (16) payable sittings per month (up to a maximum of KSh.128,000 per month).

(b) Member: Kshs.5,000 per sitting subject to a maximum of sixteen (16) payable sittings per month (up to a maximum of Kshs.80,000 per month).

(2) Transport Allowance

Payment of Transport Allowance is clustered into five (5) zones. Members of The Senate and The National Assembly shall be paid a fixed monthly Transport Allowance through respective payrolls as follows:

Zone	*One Way Distance (Kilometers)*	*Maximum Return Journey (Kilometers)*	*Monthly Maximum Transport Allowance for Return Journey (KSh.)*
A	Up to 375	750	266,663
B	Up to 500	1,000	355,550
C	Up to 625	1,250	444,438
D	Up to 750	1,500	533,325
E	751 and above	-	738,833

Notes:

(a) For purposes of payment of the zoned distances, the transport allowance payable shall be based on distances advised by the relevant Ministry. This shall be determined as follows:

(i) Distance from The Senate to the County headquarters for payment of transport allowance to Members of The Senate;

(ii) Distance from The National Assembly to the Constituency Headquarters for payment of transport allowance to Members of The National Assembly.

(b) Payment of mileage claims as per Salaries and Remuneration Commission (SRC) Circular Ref. No. SRC/TS/PASC/2/35/3 dated 15th November, 2013 cease to apply and has been replaced with the zoned transport allowance.

(3) Other Benefits and Allowances

(a) Medical Benefit: An annual medical cover shall be provided per family, that is for self, spouse and up to four children below twenty five years fully dependent on the State Officer as follows:

Inpatient: Ksh.	10 million
Outpatient: Ksh.	300,000
Maternity: Ksh.	150,000
Dental: Ksh.	75,000
Optical: Ksh.	75,000

(b) Retirement Benefit: Parliamentary Pension Act, 2012 shall apply.

(c) Group Life Insurance: A State Officer shall be covered for a value equivalent to three times of the annual basic remunerative package.

(d) Group Personal Accident: A State Officer shall be covered for a value equivalent to three times of the annual basic remunerative package.

(e) Car Loan: A State Officer in The Senate and The National Assembly, shall be entitled to a car loan of up to Kenya Shillings Seven Million (Kshs.7 million). The Car Loan is repayable at an annual interest rate of three per cent (3%) and must be fully repaid by the end of term of each House of Parliament.

(f) Mortgage Benefit: A State Officer in The Senate and The National Assembly, shall be entitled to a mortgage of up to

Kenya Shillings Twenty Million (Kshs.20 million). The mortgage is repayable at an annual interest rate of three per cent (3%) and must be fully repaid by the end of the term of each House of Parliament.

(g) Daily Subsistence Allowance: To be paid as per SRC Circular(s) Ref No. SRC/ADM/CIR/1/13 Vol. III (126) dated 10th December, 2014 and Ref No. SRC/ADM/CIR/1/13/Vol. III (127) dated 18th December, 2014.

(h) Airtime: To be paid at the rate of Kshs. 15,000 per month.

(i) Official Residence: The Speakers of The Senate and The National Assembly shall be housed by the State and provided with commensurate home utilities and attendants.

(j) Security: To be provided as advised by the Inspector-General of Police.

Note.—For purposes of gratuity, pension and insurance, annual basic remunerative package is computed on the basis of sixty (60) percent of the monthly gross remuneration package.

(4) Abolished Benefits and Allowances:

The following benefits and allowances are abolished and cease to be payable:

(a) Car Grant;

(b) Special Parliamentary Allowance;

(c) Reimbursable Mileage Allowance;

(d) Sitting Allowance for Plenary Sessions;

(e) Special Responsibility Allowance.

3. Any benefit and allowance not specified in this Gazette Notice are not payable unless otherwise set by Salaries and Remuneration Commission.

4. On the effective date of this Gazette Notice, remuneration and benefits published in the Gazette Notice No. 2886 dated 1st March 2013, advice, letters and/or circulars on remuneration and benefits for State Officers in The Senate and The National Assembly cease to apply.

Effective date: 8th August, 2017.

SARAH J. C. SEREM,
Chairperson, Salaries and Remuneration Commission.

GAZETTE NOTICE NO. 6518

THE CONSTITUTION OF KENYA

REMUNERATION AND BENEFITS FOR STATE OFFICERS IN THE COUNTY GOVERNMENT

IN EXERCISE of the powers conferred by Article 230 (4) (a) of the Constitution, the Salaries and Remuneration Commission has reviewed and now sets the remuneration and benefits for State Officers in the County Government as follows:

1. Remuneration for State Officers in the County Government

State Officer	*Monthly Gross Remuneration Package (KSh.)*
County Governor	924,000
Deputy Governor	621,250
Speaker of the County Assembly Member of County Executive Committee	259,875
Deputy Speaker of County Assembly	216,563
Member of County Assembly	144,375

Notes:

(a) The remuneration set herein will be payable to the State Officer with effect from the date of swearing in of the State Officer.

(b) The monthly gross remuneration package is fixed for the term of the Office of the State Officer in the County Government.

2. Benefits for State Officers in the County Government

(1) County Assembly Committee Sitting Allowance

A State Officer in the County Assembly who serves in Committees shall be paid Committee Sitting Allowance as follows:

(a) Chairperson: KSh. 5,000 per sitting subject to a maximum of sixteen (16) payable sittings per month (up to a maximum of Kshs.80, 000 per month).

(b) Member: KSh.3, 000 per sitting subject to a maximum of sixteen (16) payable sittings per month (up to a maximum of KSh.48, 000 per month).

(2) Transport Allowance

Payment of Transport Allowance has been clustered into four (4) zones. Members of the County Assembly shall be paid a fixed monthly Transport Allowance through the payroll as follows:

Zone	*One Way Distance (Kilometers)*	*Maximum Return Journey (Kilometers)*	*Monthly Maximum Transport Allowance for Return Journey (KSh.)*
A	Up to 45	90	22,133
B	Up to 100	200	49,183
C	Up to 200	400	98,367
D	201 and above	-	147,550

Notes:

(a) For purposes of payment of the zoned distances, the transport allowance payable shall be based on distances advised by the relevant Ministry. This shall be determined as follows:

(i) Distance from the County Assembly headquarters to the Ward Offices for payment of transport allowance to Members of County Assembly.

(b) Payment of mileage claims as per Salaries and Remuneration Commission (SRC) Circular Ref. No. SRC/TS/CGOVT/3/ DATED 27th November, 2013 read together with SRC Circular Ref. No. SRC/TS/CGOVT/3/16 dated 27th January, 2015 cease to apply and has been replaced with the zoned transport allowance.

(3) Other Benefits and Allowances

(a) Official Transport: The Governor, Deputy Governor, County Assembly Speaker and Member of County Executive Committee shall be provided with Official Transport.

(b) Medical Benefit: An annual medical cover shall be provided per family for self, spouse and up to four children below twenty five years fully dependent on the State Officer as follows:

Governor:

Inpatient: KSh.	10 million
Outpatient: Ksh.	300,000
Maternity: KSh.	150,000
Dental: KSh.	75,000
Optical: KSh.	75,000

Deputy Governor:

Inpatient: KSh.	5 million
Outpatient: KSh.	300,000
Maternity: KSh.	150,000
Dental: KSh.	75,000
Optical: KSh.	75,000

Speaker of the County Assembly, Member of County Executive Committee and Member of County Assembly:

Inpatient: KSh.	3 million
Outpatient: KSh.	200,000
Maternity: KSh.	100,000
Dental: Ksh.	50,000
Optical: KSh.	50,000

(c) Retirement Benefit: A State Officer serving or appointed to a fixed term of Office shall be paid a service gratuity at the rate of 31% of the basic remuneration package for the term served.

(d) Group Life Insurance: A State Officer shall be covered for a value equivalent to three times of the annual basic remunerative package.

(e) Group Personal Accident: A State Officer shall be covered for a value equivalent to three times of the annual basic remunerative package.

(f) Car Loan: A State Officer serving in the County Government, shall be entitled to a car loan as follows:

Governor: Up to KSh. 10 million.
Deputy Governor: Up to KSh. 5 million.
Speaker of the County Assembly: Up to KSh. 4 million.
Member of County Executive Committee: Up to KSh. 2 million.
Member of County Assembly: Up to KSh. 2 million.

Notes:

(i) The Car Loan is repayable at an annual interest rate of three per cent (3%) and must be fully repaid by the end of term of the County Government.

(ii) This should be read together with SRC Circular Ref. No SRC/ADM/CIR/1/13/Vol. III (142) dated 25th August, 2016.

(g) Mortgage Benefit: A State Officer serving in the County Government, shall be entitled to a mortgage as follows:

Governor: Up to KSh. 40 million.
Deputy Governor: Up to KSh. 25 million.
Speaker of the County Assembly: Up to KSh. 20 million.
Member of County Executive Committee: Up to KSh. 3 million.
Member of County Assembly: Up to KSh. 3 million.

Notes:

(i) The Mortgage is repayable at an annual interest rate of three per cent (3%) and must be fully repaid by the end of term of the County Government.

(ii) This should be read together with SRC Circular Ref. No SRC/ADM/CIR/1/13/Vol. III (142) dated 25th August, 2016.

(h) Daily Subsistence Allowance: To be paid as per SRC Circular(s) Ref No. SRC/ADM/CIR/1/13 Vol. III (126) dated 10th December, 2014 and Ref No. SRC/ADM/CIR/1/13/Vol. III (127) dated 18th December, 2014.

(i) Airtime: To be paid at the following rates:

Governor: KSh. 20,000 per month
Deputy Governor: KSh. 15,000 per month
Speaker of County Assembly: KSh. 10,000 per month
Member of County Assembly: KSh. 5,000 per month

(j) Official Residence: The County Governor, Deputy Governor and Speaker of the County Assembly shall be housed by the County and provided with all commensurate home utilities and attendants.

(k) Security: To be provided as advised by the Inspector-General of Police.

Note.—For purposes of gratuity, pension and insurance, annual basic remunerative package is computed on the basis of sixty (60) percent of the monthly gross remuneration package.

(4) Abolished Benefits and Allowances:

The following benefits and allowances are abolished and cease to be payable:

(a) Governors allowance;

(b) Deputy Governors allowance;

(c) Reimbursable Mileage Allowance;

(d) Sitting Allowance for Plenary Sessions;

(e) Special Responsibility Allowance;

3. Any benefit and allowance not specified in this Gazette Notice are not payable unless otherwise set by Salaries and Remuneration Commission.

4. On the effective date of this Gazette Notice, remuneration and benefits published in the Gazette Notice No. 2888 dated 1st March, 2013, advice, letters and/or circulars on remuneration and benefits for State Officers in the County Government cease to apply.

Effective date: 8th August, 2017.

SARAH J. C. SEREM,
Chairperson, Salaries and Remuneration Commission.

GAZETTE NOTICE NO. 6519

THE CONSTITUTION OF KENYA

REMUNERATION AND BENEFITS FOR STATE OFFICERS IN THE FULL TIME CONSTITUTIONAL COMMISSIONS AND INDEPENDENT OFFICES

IN EXERCISE of the powers conferred by Article 230 (4) (a) of the Constitution, the Salaries and Remuneration Commission has reviewed and now sets the remuneration and benefits for State Officers in the Full Time Constitutional Commissions and Independent Offices as follows:

1. Remuneration for State Officers in the Full Time Constitutional Commissions and Independent Offices

State Officer	*Monthly Gross Remuneration Package (KSh.)*
Auditor General Chairperson- Independent Electoral and Boundaries Commission	924,000
Controller of Budget Vice Chairperson-Independent Electoral and Boundaries Commission Chairperson-All other Full Time Constitutional Commissions Director of Public Prosecution Members- Independent Electoral and Boundaries Commission	765,188
Registrar of Political Parties Vice Chairperson-All other Full Time Constitutional Commissions Members-All other Full Time Constitutional Commissions	650,000
Secretary, Full Time Constitutional Commissions	621,250

Notes:

(a) A State Officer appointed on or after the effective date of this Gazette Notice shall be paid the remuneration package set herein.

(b) A serving State Officer whose remuneration package for the Office they are holding, was set by Salaries and Remuneration Commission and published in the Gazette Notice No. 2887 dated 1st March 2013, shall retain such remuneration package until the expiry of the current term of Office.

(c) The monthly gross remuneration package set herein is fixed for the term of Office of the State Officer.

2. Benefits for State Officers in the Full Time Constitutional Commissions and Independent Offices

(a) Official Transport shall be provided.

(b) Medical Benefit: An annual medical cover shall be provided per family for self, spouse and up to four children below twenty five years fully dependent on the State Officer as follows:

Inpatient: KSh.	10 million
Outpatient: KSh.	300,000
Maternity: KSh.	150,000
Dental: KSh.	75,000
Optical: KSh.	75,000

(c) Retirement Benefit: A State Officer serving or appointed to a fixed term of Office shall be paid a service gratuity at the rate of 31% of the basic remuneration package for the term served.

(d) Group Life Insurance: A State Officer shall be covered for a value equivalent to three times of the annual basic remunerative package.

(e) Group Personal Accident: A State Officer shall be covered for a value equivalent to three times of the annual basic remunerative package.

(f) Car Loan and Mortgage Benefit: To be provided as per Salaries and Remuneration Commission (SRC) Circular Ref No SRC/ADM/CIR/1/13/Vol. III (128) dated 17th December, 2014 read together with SRC Circular Ref No SRC/ADM/CIR/1/13/VOL III (130) dated 29th January, 2015 and SRC Circular Ref. No SRC/ADM/CIR/1/13/Vol. III (142) dated 25th August, 2016.

(g) Daily Subsistence Allowance: To be paid as per SRC Circular(s) Ref No. SRC/ADM/CIR/1/13 Vol. III (126) dated 10th December, 2014 and Ref No. SRC/ADM/CIR/1/13/Vol. III (127) dated 18th December, 2014.

(h) Airtime: To be paid at the rate of KSh. 15,000 per month.

(i) Security: To be provided as advised by the Inspector-General of Police.

Note.—For purposes of gratuity, pension and insurance, annual basic remunerative package is computed on the basis of sixty (60) percent of the monthly gross remuneration package.

3. Any benefit and allowance not specified in this Gazette Notice are not payable unless otherwise set by Salaries and Remuneration Commission.

4. On the effective date of this Gazette Notice, remuneration and benefits published in the Gazette Notice No. 2887 dated 1st March, 2013, advice, letters and/or circulars on remuneration and benefits for State Officers in the County Government cease to apply.

Effective date: 8th August, 2017.

SARAH J. C. SEREM,
Chairperson, Salaries and Remuneration Commission.

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SPECIAL ISSUE

THE KENYA GAZETTE

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GAZETTE NOTICE No. 2885

THE CONSTITUTION OF KENYA

REMUNERATION AND BENEFITS OF STATE OFFICERS IN THE EXECUTIVE

IN EXERCISE of the powers conferred by Article 230 (4) (*a*), the Salaries and Remuneration Commission has set the remuneration and benefits of State Officers in the Executive as follows:

REMUNERATION AND BENEFITS OF STATE OFFICERS IN THE EXECUTIVE

State Officer	*Gross Monthly Remuneration Package (KSh.)*
President of the Republic of Kenya	1,237,500 x 103,125 p.a. – 1,340,625 x 103,125 p.a.– 1,443,750 x 103,125 p.a. – 1,546,875 x 103,125 p.a. – 1,650,000
Deputy President	1,051,875 x 87,656 p.a. – 1,139,531 x 87,656 p.a.– 1,227,188 x 87,656 p.a. – 1,314,844 x 87,656 p.a. – 1,402,500
Cabinet Secretary Attorney-General Secretary to the Cabinet Chief of Defence Forces	792,000 x 66,000 p.a. – 858,000 x 66,000 p.a. – 924,000 x 66,000 p.a. – 990,000 x 66,000 p.a. – 1,056,000
Principal Secretary Vice-Chief of the Defence Forces Commander, Kenya Army Director-General (NIS) Inspector-General, National Police Service	655,875 x 54,656 p.a. – 701,531 x 54,656 p.a. – 765,188 x 54,656 p.a. – 819,844 x 54,656 p.a. – 874,500
Director of Public Prosecutions Commander, Kenya Air force Commander, Kenya Navy	640,681 x 30,509 p.a. – 671,190 x 30,509 p.a. – 701,698 x 30,509 p.a. – 732,207 x 30,509 p.a. – 762,715 x 30,509 p.a. – 793,224 x 30,509 p.a. – 823,732 x 30,509 p.a. – 854,241
Deputy Inspector-General, Kenya Police Service Deputy Inspector-General, Administration Police Service	532,500 x 25,357 p.a. – 557,857 x 25,357 p.a. – 583,214 x 25,357 p.a. – 608,571 x 25,357 p.a. – 633,929 x 25,357 p.a. – 659,286 x 25,357 p.a. – 684,643 x 25,357 p.a. – 710,000
Registrar of Political Parties	532,500 x 35,500 p.a. – 568,000 x 35,500 p.a. – 603,500 x 35,500 p.a. – 639,000 x 35,500 p.a. – 674,500 x 35,500 p.a. – 710,000

Notes:

(i) A serving State Officer whose remuneration and benefits were set for the position they are holding before the establishment of the Salaries and Remuneration Commission by the relevant authority as provided by law, where such remuneration is above the set remuneration herein shall retain such remuneration.

(ii) A serving State Officer whose remuneration and benefits were set for the position they are holding by the Salaries and Remuneration Commission on interim basis before this Gazette Notice, where the remuneration is above the set remuneration herein, shall retain such remuneration at fixed levels unless reviewed by the Salaries and Remuneration Commission.

(iii) New State Officers shall join at the minimum and those currently earning below the total gross minimum remuneration set herein, shall join the scale at the appropriate level.

(iv) State Officers whose current remuneration levels fall within the structure shall join the structure at the next immediate progression point.

(v) Unless otherwise specifically stated in this Gazette Notice, all allowances are herein consolidated and capped at forty per centum (40 per cent) of the set total gross remuneration.

(vi) All other allowances and benefits not specified in this Gazette Notice cease to be payable.

(vii) Additional benefits accruing to the President and the Deputy President shall be reviewed by the Salaries and Remuneration Commission from time to time.

(viii) The salary structure existing before this Gazette notice ceases to apply forthwith.

(a) Benefits

The following benefits shall apply to the State Officers serving in the Executive:

(i) Accommodation and Subsistence Allowance: Retain the existing rates pending review by the Salaries and Remuneration Commission.

(ii) Airtime: Retain the existing rates pending review by the Salaries and Remuneration Commission.

(iii) Security: To be provided as advised by the Inspector-General, National Police Service.

(iv) Official car: Chauffer driven official car; or as reviewed by the Salaries and Remuneration Commission.

(v) Medical Scheme: The medical cover shall be provided per family for self, spouse and up to four children below twenty five years fully dependent on the State Officer as follows:

Inpatient	KSh. 10 million
Outpatient	KSh. 300,000
Maternity	KSh. 150,000
Dental	KSh. 75,000
Optical	KSh. 75,000

The State Officers in the Defence Forces shall retain the existing medical scheme arrangement.

(vi) Retirement Benefits.—A State Officer serving on Permanent and Pensionable terms shall join a contributory pension scheme and contribute at the rate of 7.5% of basic salary with the employer's contribution at the rate of 15% of basic salary.

A State Officer serving on fixed term shall serve on contract and be paid a service gratuity at the end of the term at the rate of 31% of annual basic pay for every year served.

(vii) *Group Life Assurance.*—Officers shall be covered for a value equivalent to three times annual basic salary.

(viii) *Work Injury Benefit (WIBA).*—Work Injury Benefits Act shall apply where applicable.

(ix) *Group Personal Accident.*—State Officers serving in the Executive shall be covered for a value equivalent to up to three times annual basic salary where applicable.

(x) Home, Utilities and Attendants.—The President and Deputy President shall be housed by the State and provided with all commensurate home utilities and attendants, subject to review by the Salaries and Remuneration Commission from time to time.

Effective date: 1st March, 2013.

Dated the 28th February, 2013

SARAH SEREM,
Chairperson, Salaries and Remuneration Commission.

GAZETTE NOTICE NO. 2886

THE CONSTITUTION OF KENYA

REMUNERATION AND BENEFITS FOR STATE OFFICERS IN PARLIAMENT

IN EXERCISE of the powers conferred by Article 230 (4) (*a*), the Salaries and Remuneration Commission has set the remuneration and benefits of State Officers in Parliament as follows:

REMUNERATION AND BENEFITS OF ALL STATE OFFICERS IN PARLIAMENT

State Officer	*Gross Monthly Remuneration Package (KSh.)*
Speaker of the National Assembly Speaker of the Senate	990,000 x 82,500 p.a.– 1,072,500 x 82,500 p.a. – 1,155,00 x 82,500 p.a. – 1,237,500 x 82,500 p.a. – 1,320,000
Deputy Speaker of the National Assembly Deputy Speaker of the Senate	792,000 x 66,000 p.a. – 858,000 x 66,000 p.a. – 924,000 x 66,000 p.a. – 990,000 x 66,000 p.a. – 1,056,000

State Officer	*Gross Monthly Remuneration Package (KSh.)*
Leader of Majority Party Leader of the Minority Party Chairpersons of Committees Members of Speakers Panel Chief Whips Minority Whips Member of the National Assembly Member of the Senate	532,500 x 44,375 p.a. - 576,875 x 44,375 p.a.– 621,250 x 44,375 p.a. – 665,625 x 44,375 p.a. – 710,000

Notes:

1. Members of Parliament and all other Parliamentary State Officers shall join the remuneration structure at the minimum point and progress to the maximum over the term period.
2. Unless otherwise specifically stated in this Gazette Notice, all allowances have been consolidated and capped at forty per centum (40 per cent) of the set total gross remuneration package.
3. All other allowances and benefits not specified in this Gazette Notice cease to be payable.

(a) Special Parliamentary Duty Allowance:

Members of Parliament who have additional responsibilities as listed below shall be paid an additional allowance as may be apportioned by the Parliamentary Service Commission up to a maximum of KSh.150,000 per month.

(i) Leader of Majority Party;
(ii) Leader of the Minority Party;
(iii) Chairperson of Committees;
(iv) Members of Speakers Panel;
(v) Chief Whips; and
(vi) Minority Whips.

(b) Committee Sitting Allowances:

Members of Parliament and Senate who serve in Committees shall be paid Committee Sitting Allowance as follows:

(i) Chairperson, KSh.10,000 per day of meeting (s) subject to a maximum of 4 days per week and a maximum of KSh. 160,000 per month.

(ii) Vice-Chairperson, KSh. 8,000 per day of meeting (s) subject to a maximum of 4 days in a week and a maximum of KSh. 128,000 per month.

(iii) Member, KSh. 5,000 per day of meeting (s) subject to a maximum of 4 days in a week and a maximum of KSh. 80,000 per month.

(c) Other Allowances and Benefits:

The following benefits shall apply to Parliamentary State Officers:

(i) *Accommodation and Subsistence Allowances.*—to be paid at existing rates pending review by the Salaries and Remuneration Commission.

(ii) *Security.*—To be provided as advised by the Inspector-General, National Police Service.

(iii) *Mileage Allowance.*—shall be paid to Members of Parliament per week of travel(s) up to a maximum of 52 weeks in one calendar year for the journeys between Nairobi and their Constituencies at AA rates or as reviewed by the Salaries and Remuneration Commission from time to time.

(iv) *Medical Scheme.*—Annual Medical cover shall be provided per family for self, spouse and up to four children below twenty five years, who are fully dependent on the Members of Parliament and all other Parliamentary State officers as follows:

Inpatient	KSh. 10 million
Outpatient	KSh. 300,000
Maternity	KSh. 150,000
Dental	KSh. 75,000
Optical	KSh. 75,000

(v) *Retirement Benefits.*—Gratuity scheme at the rate of 31% of annual basic pay, shall be paid at the end of the term and shall not be pensionable.

(vi) *Group Life Assurance.*—State Officers shall be covered for a value equivalent to three times their annual basic salary.

(vii) Work Injury Benefit (WIBA).—Work Injury Benefits Act shall apply.

(viii) Group Personal Accident.—Members of Parliament and other Parliamentary State officers shall be covered for a value equivalent to up to three times their annual basic salary.

(ix) *Home, Utilities and Attendants.*—Speakers of the Senate and National Assembly shall be housed by the State and provided with all commensurate home utilities and attendants subject to review by the Salaries and Remuneration Commission from time to time.

Effective date: 1st March, 2013.

Dated the 28th February, 2013.

SARAH SEREM,
Chairperson, Salaries and Remuneration Commission.

GAZETTE NOTICE NO. 2887

THE CONSTITUTION OF KENYA

REMUNERATION AND BENEFITS OF STATE OFFICERS IN THE CONSTITUTIONAL COMMISSIONS AND INDEPENDENT OFFICES

IN EXERCISE of the powers conferred by Article 230 (4) (*a*), the Salaries and Remuneration Commission has set the Remuneration and Benefits of State Officers in the Constitutional Commissions and Independent Offices as follows:

REMUNERATION AND BENEFITS OF STATE OFFICERS IN THE CONSTITUTIONAL COMMISSIONS AND INDEPENDENT OFFICES

State Officer	*Gross Monthly Remuneration Package (KSh.)*
Auditor General	792,000 x 37,714 p.a. – 829,714 x 37,714 p.a. – 867,429 x 37,714 p.a. – 905,143 x 37,714 p.a. – 942,857 x 37,714 p.a. – 980,571 x 37,714 p.a. – 1,018,286 x 37,714 p.a. – 1,056,000
Chairperson, Independent Electoral and Boundaries Commission Chairperson, Commission for the Implementation of the Constitution	792,000 x 52,800 p.a. – 844,800 x 52,800 p.a. – 897,600 x 52,800 p.a. – 950,400 x 52,800 p.a. – 1,003,200 x 52,800 p.a. – 1,056,000
Controller of Budget	655,875 x 31,232 p.a. – 687,107 x 31,232 p.a. – 718,339 x 31,232 p.a. – 749,571 x 31,232 p.a. – 780,804 x 31,232 p.a. – 812,036 x 31,232 p.a. – 843,268 x 31,232 p.a. – 874,500
Vice Chairperson, Independent Electoral and Boundaries Commission Vice-Chairperson, Commission for the implementation of the Constitution	655,875 x 43,725 p.a. – 699,600 x 43,725 p.a. – 743,325 x 43,725 p.a. – 787,050 x 43,725 p.a. – 830,775 x 43,725 p.a. – 874,500
Chairperson, all other Constitutional Commissions; Member, Independent Electoral and Boundaries Commission Member, Commission for the Implementation of the Constitution	640,681 x 42,712 p.a. – 683,393 x 42,712 p.a. – 726,105 x 42,712 p.a. – 768,817 x 42,712 p.a. – 811,529 x 42,712 p.a. – 854,241
Vice Chairperson, all other Constitutional Commissions Members, all other Constitutional Commissions	532,500 x 35,500 p.a. – 568,000 x 35,500 p.a. – 603,500 x 35,500 p.a. – 639,000 x 35,500 p.a. – 674,500 x 35,500 p.a. – 710,000
Secretary of Constitutional Commission	526,058 x 25,055 p.a. – 551,113 x 25,055 p.a. – 576,167 x 25,055 p.a. – 601,222 x 25,055 p.a. – 626,277 x 25,055 p.a. – 651,332 x 25,055 p.a. – 676,386 x 25,055 p.a. – 701,441

Notes:

(i) New State Officers and those currently earning below the total gross minimum remuneration set herein, shall join the scale at the appropriate level.

(ii) A serving State Officer whose remuneration and benefits were set for the position they are holding before the establishment of the Salaries and Remuneration Commission by the relevant authority as provided by law, where such remuneration is above the set remuneration herein shall retain such remuneration.

(iii) A serving State Officer whose remuneration and benefits were set for the position they are holding by the Salaries and Remuneration Commission before this Gazette Notice, where the remuneration is above the remuneration set herein, shall retain such remuneration at fixed levels unless reviewed by the Salaries and Remuneration Commission.

(iv) State Officers whose current remuneration levels fall within the structure shall join the structure at the next immediate progression point.

(v) Unless otherwise specifically stated in this Gazette Notice, all allowances are herein consolidated and capped at forty per centum (40 per cent) of the set total gross remuneration.

(vi) All other allowances and benefits not specified in this Gazette Notice cease to be payable.

(vii) A part time State Officer shall, notwithstanding (vi) above, retain the existing remuneration level pending revision by Salaries and Remuneration Commission.

(viii) The salary structure existing before this Gazette notice ceases to apply forthwith.

(a) Duty Facilitation Benefits:

The following benefits shall apply to the State Officers in Constitutional Commissions and Independent Offices.

(i) *Airtime.*—Retain the existing rates and subsequently as reviewed by Salaries and Remuneration Commission.
(ii) *Security.*—To be provided as advised by the Inspector General, National Police Service
(iii) *Official car.*—Chauffer driven official car; or as reviewed by the Salaries and Remuneration Commission.

(b) Other Benefits:

(i) *Medical Scheme.*—The State Officers in Constitutional Commissions and Independent Offices shall be entitled to full medical cover per family for themselves, spouse and up to four children below twenty five years and fully dependent on the State Officer as follows:

Inpatient	KSh. 10 million
Outpatient	KSh. 300,000
Maternity	KSh. 150,000
Dental	KSh. 75,000
Optical	KSh. 75,000

(ii) *Retirement Benefits.*—A State Officer serving on Permanent and Pensionable terms shall join a contributory pension scheme and contribute at the rate of 7.5% of basic salary with the employer's contribution at the rate of 15% of basic salary.

A State Officer serving on fixed term shall serve on contract and be paid a service gratuity at the end of the term at the rate of 31% of annual basic pay for every year served.

(iii) *Group Life Assurance.*- State Officers shall be covered for a value equivalent to three times their annual basic salary

(iv) *Work Injury Benefit (WIBA).*—Work Injury Benefits Act shall apply.

(v) *Group Personal Accident.*—State Officers in Constitutional Commissions and Independent Offices shall be covered for a value equivalent to up to three times their annual basic salary.

Effective date 1st March, 2013.

Dated the 28th February, 2013

SARAH SEREM,
Chairperson, Salaries and Remuneration Commission.

GAZETTE NOTICE NO. 2888

THE CONSTITUTION OF KENYA

REMUNERATION AND BENEFITS OF STATE OFFICERS SERVING IN THE COUNTY GOVERNMENT

IN EXERCISE of the powers conferred by Article 230 (4) (*a*), the Salaries and Remuneration Commission has set the remuneration and benefits of State Officers in the County Government as follows:

REMUNERATION AND BENEFITS OF STATE OFFICERS SERVING IN THE COUNTY GOVERNMENT

State Officer	*Gross Monthly Remuneration Package (KSh.)*
County Governor	640,681 x 53,390 p.a. – 694,071 x 53,390 p.a. -- 747,461 x 53,390 p.a. – 800,851 x 53,390 p.a. – 854,241
Deputy County Governor	461,250 x 38,438 p.a.– 449,688 x 38,438 p.a.– 538,125 x 38,438 p.a.– 576,563 x 38,438 p.a. – 615,000
Speaker of the County Assembly Member of the Executive Committee	225,000 x 18,750 p.a.– 243,750 x 18,750 p.a.– 262,500 x 18,750 p.a.– 281,250 x 18,750 p.a. – 300,000
Member of the County Assembly	79,200 x 6,600 p.a.– 85,800 x 6,600 p.a.– 92,400 x 6,600 p.a.– 99,000 x 6,600 p.a. – 105,600

Notes:

(i) A State Officer joining the Public Service at the County Government shall adopt the minimum entry point of the respective remuneration scales.

(ii) Unless otherwise specifically stated in this Gazette Notice, all allowances have been consolidated and capped at forty per centum (40 per cent) of the set total gross remuneration package.

(iii) All other allowances and benefits not specified in this Gazette Notice cease to be payable.

(a) Additional Allowances and Benefits:

The following additional allowances shall apply to State Officers serving in the County Government:

(i) Governor Allowance: To be paid at the rate of KSh. 80,000 per month

(ii) Deputy Governor Allowance: To be paid at the rate of KSh. 64,000 per month

(iii) County Assembly Committee Sitting Allowances: To be paid to a County Representative as follows:

1. Chairperson: KSh.5,000 per day of meeting(s) for a maximum of 4 days in a week subject to a maximum of KSh. 80,000 per month

2. Vice Chairperson: KSh. 4,000 per day of meeting(s) for a maximum of 4 days in a week subject to a maximum of KSh. 64,000 per month

3. Member: KSh. 3,000 per day of meeting(s) for a maximum of 4 days in a week subject to a maximum of KSh. 48,000 per month

(b) Other Allowances and Benefits:

The following allowances and benefits shall apply to the State Officers in the County Government as applicable:

(i) *Accommodation and Subsistence Allowances.*—To be paid at the existing rates applicable in the Public Service pending review by the Salaries and Remuneration Commission.

(ii) *Airtime.*—Airtime shall be provided as follows:

1. Governor: KSh. 10,000 per month
2. Deputy Governor: KSh. 7,500 per month
3. County Assembly Speaker: KSh. 5,000 per month

(iii) Security: To be provided as advised by the Inspector General, National Police Service, where applicable.

(iv) Official car: Chauffer driven official car for Governor and Deputy Governor; or as may be reviewed by the Salaries and Remuneration Commission.

(v) Medical Scheme: Annual Medical cover shall be provided per family for self, spouse and up to four children below twenty five years, who are fully dependent on the County State Officer as follows:

Governor:

Inpatient	KSh. 10 million
Outpatient	KSh. 300,000
Maternity	KSh. 150,000
Dental	KSh. 75,000
Optical	KSh. 75,000

Deputy Governor:

Inpatient	KSh. 5 million
Outpatient	KSh. 150,000
Maternity	KSh. 50,000
Dental	KSh. 25,000
Optical	KSh. 25,000

County Assembly Speaker, County Representative and County Executive Officer:

Inpatient	KSh. 1 million
Outpatient	KSh. 100,000
Maternity	KSh. 50,000
Dental	KSh. 20,000
Optical	KSh. 20,000

(vi) Retirement Benefits: A County State Officer shall serve on contract and be paid a service gratuity at the end of the term at the rate of 31% of annual basic pay for every year served.

(vii) Group Life Assurance: County State Officers shall be covered for a value equivalent to three times their annual basic salary.

(viii) Work Injury Benefit (WIBA): Work Injury Benefits Act shall apply.

(ix) Group Personal Accident: State Officers in County Government shall be covered for a value equivalent to up to three times their annual basic salary.

(x) Home, Utilities and Attendants: A County Governor shall be housed by the State and provided with all commensurate home utilities and home attendants, subject to review by Salaries and Remuneration Commission from time to time.

Effective date: 1st March, 2013.

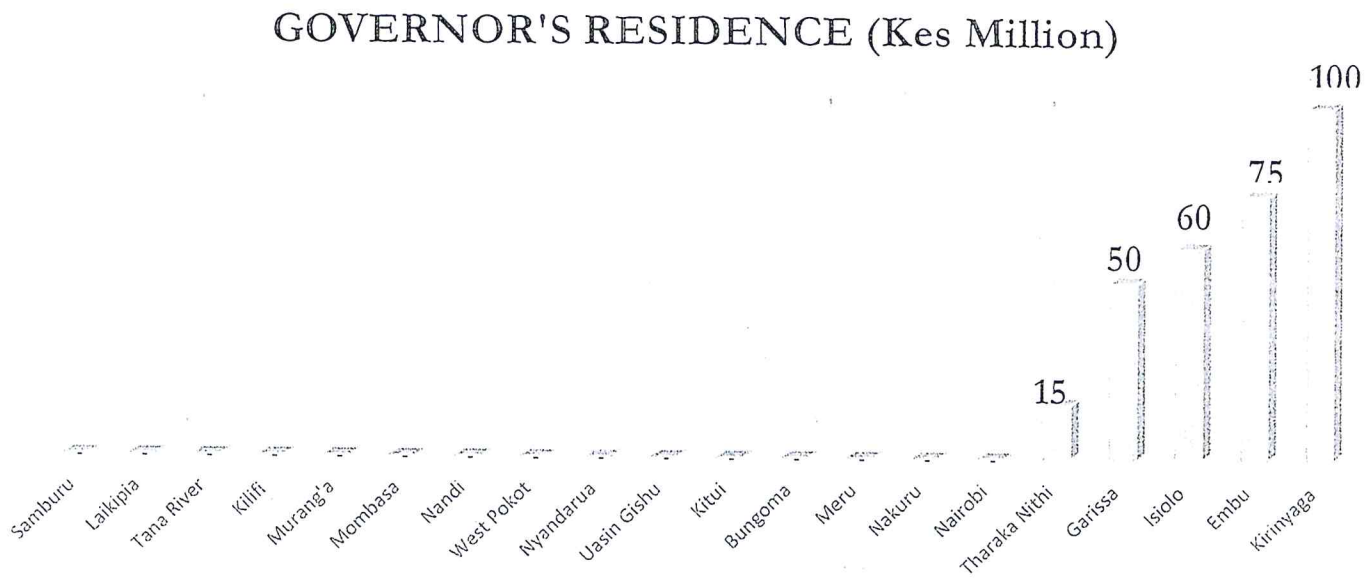
Dated the 28th February, 2013.

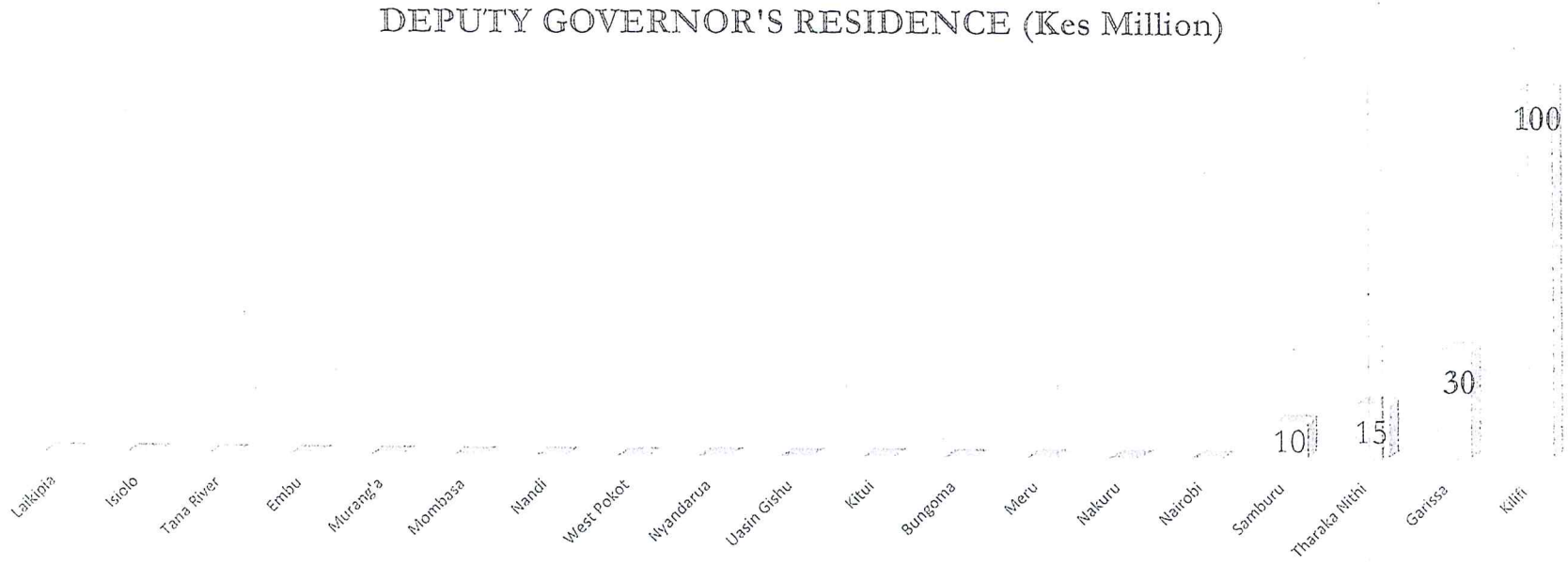
SARAH SEREM,
Chairperson, Salaries and Remuneration Commission.

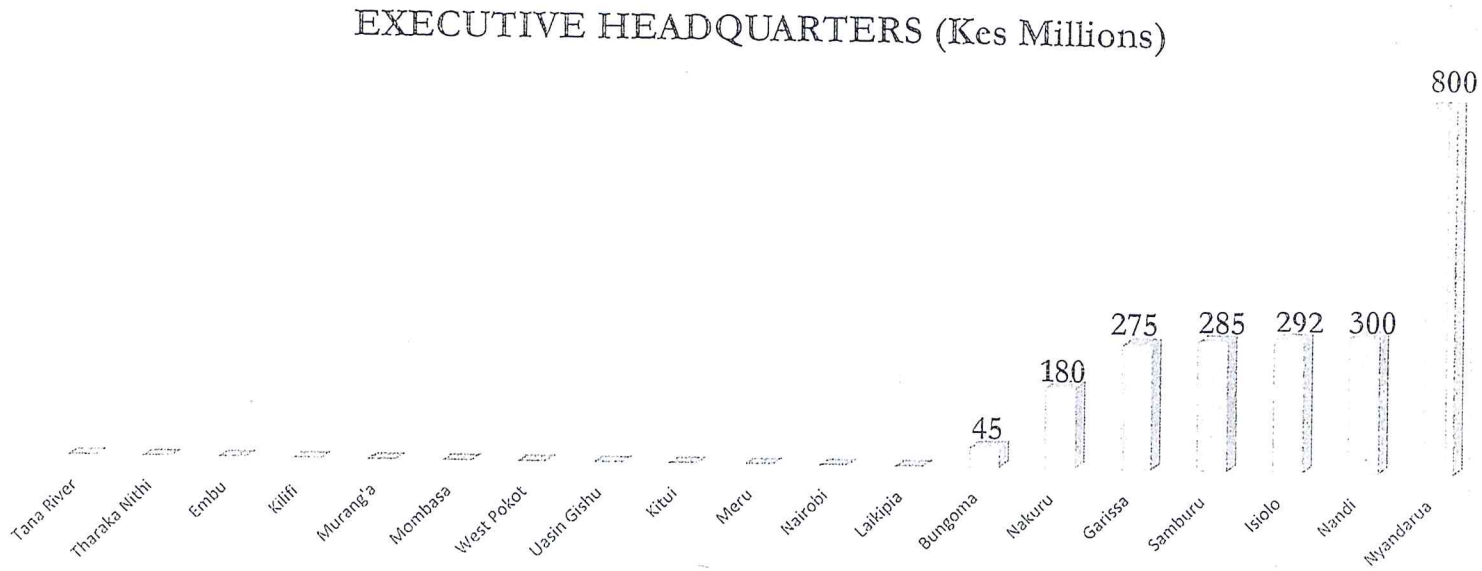
PRINTED AND PUBLISHED BY THE GOVERNMENT PRINTER, NAIROBI

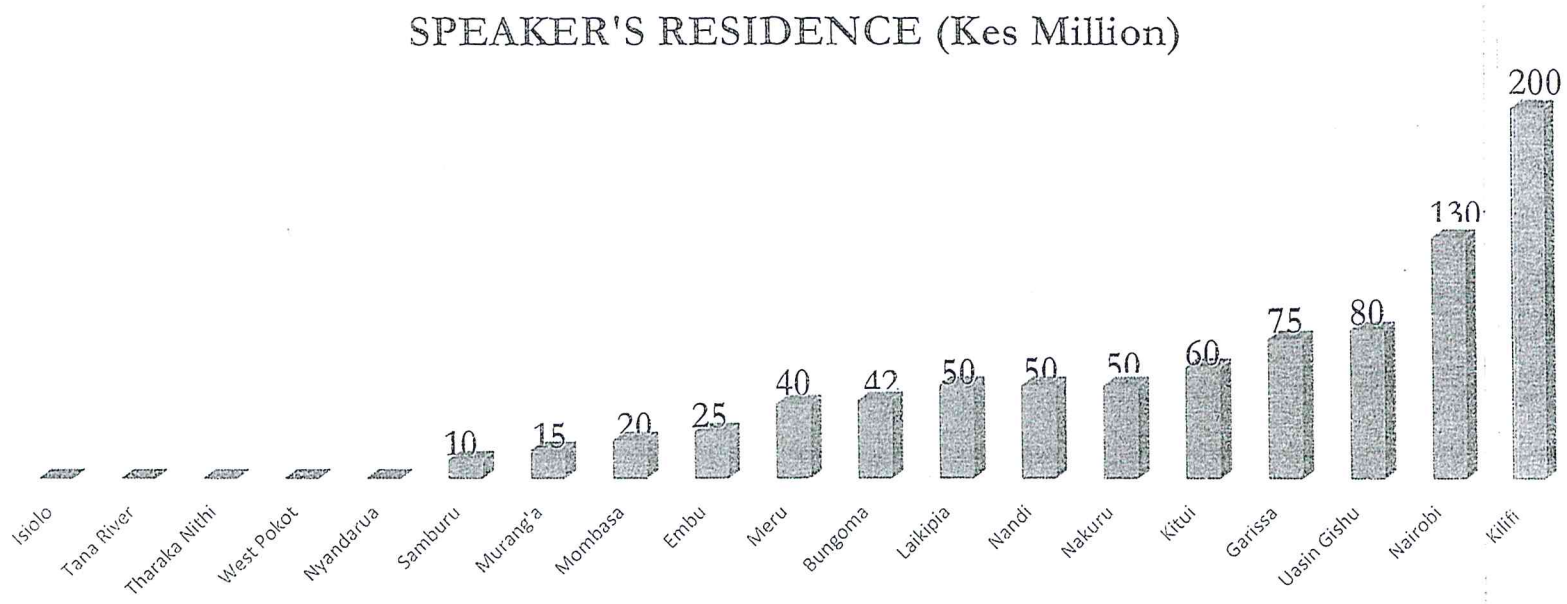
TABLE 1: COUNTY INFRASTRUCTURE

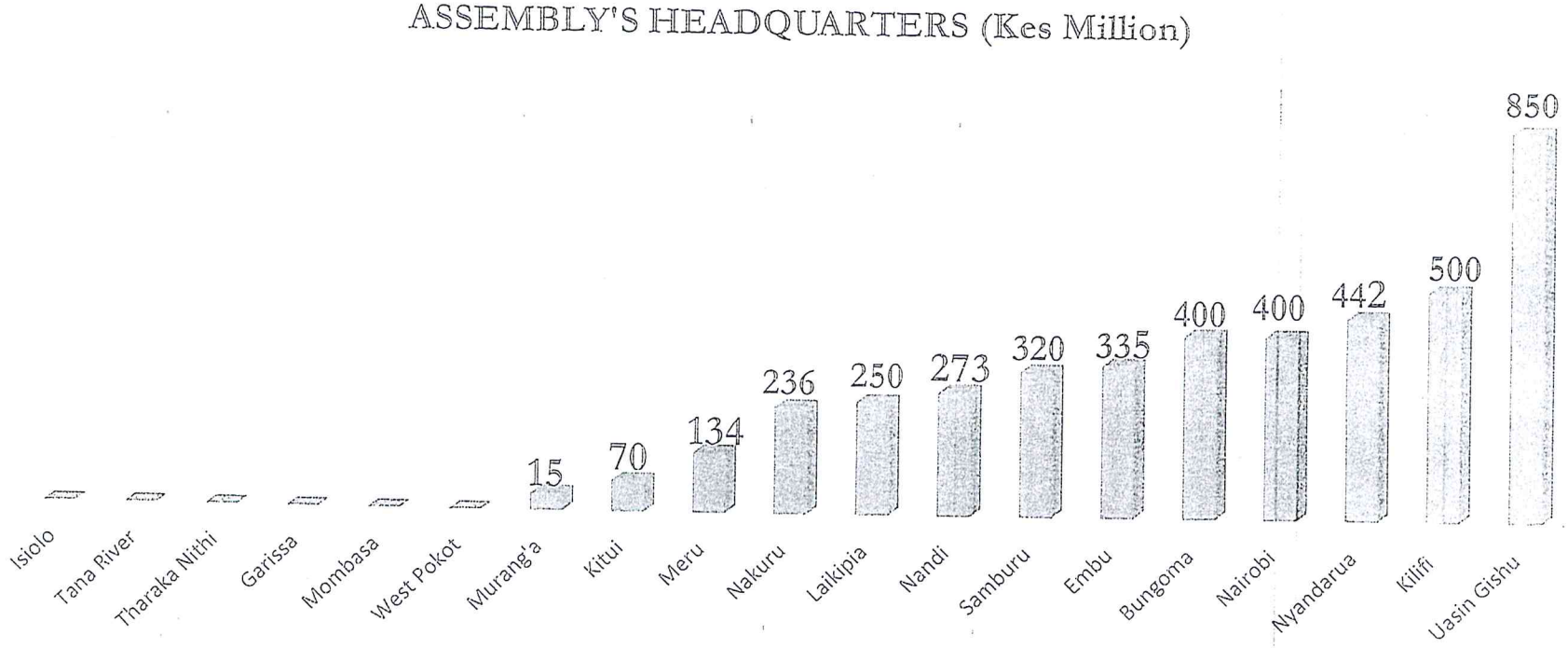
NO	COUNTY	COUNTY EXECUTIVE									COUNTY ASSEMBLY					
		Total Cost			2017/18 FY Allocation			2018/19 FY Allocation			Total Cost		2017/18 FY Allocation		2018/19 FY Allocation	
		Governor's Residence	Deputy Governor's Residence	Headquarters	Governor's Residence	Deputy Governor's Residence	Deputy Governor's Residence	Governor's Residence	Deputy Governor's Residence	Deputy Governor's Residence	Speaker's Residence	Headquarters	Speaker's Residence	Headquarters	Speaker's Residence	Headquarters
		kshs Million	kshs Million	kshs Million	kshs Million	kshs Million	kshs Million	kshs Million	kshs Million	kshs Million	kshs Million	kshs Million	kshs Million	kshs Million	kshs Million	kshs Million
1	Samburu	-	10	285	-	-	50	-	10	25	10	320	-	60	10	70
2	Laikipia	-	-		-	-	6.6	-	-	10 Renovations	50	250	-	-	-	-
3	Isiolo	60	-	292	-	-		60	-	171			50	-	-	-
4	Tana River	-	-	-	-	-	-	-	-	-	-	-	50	36	-	-
5	Tharaka Nithi	15	15	-	-	-	-	30		-	-	-	-	-	-	-
6	Embu	75	-	-	-	-	-	-	-	-	25	335	-	25	25	25
7	Garissa	50	30	275	-	-	275	-	30	-	75	-	-	-	-	-
8	Kilifi	-	100	-	-	-	-	-	100	-	200	500	50	0	150	0
9	Murang'a	-	-	-	-	-	-	-	-	-	15 (securing land,fencing & design cost)	38	-	-	15	38
10	Mombasa	-	-	-	-	-	-	-	-	-	20	-	50	-	-	-
11	Nandi	-	-	300	-	-	80	-	-	180	50	273	20	120	18	80
12	West Pokot	-	-	-	10	-	9.2	-	-	-	-	-	-		43	80
13	Nyandarua	-	-	800	-	-	40	30		36	0	442	-	206	20 (Land purchase)	236
14	Uasin Gishu	-	-	-	-	-	-	100		217	80	850	-	100	80	109
	Kirinyaga	100						100								
15	Kitui	-	-	-	-	-	-	100	-	-	60	70	-	-	60	70
16	Bungoma	-	-	45	-	-	-	-	-	45	42	400	6	180	30	150.8
17	Meru	-	-	-	-	-	-	60	30	12	40	134	-	-	40	offices
18	Nakuru	-	-	180	-	-	-	-	-	100	50	236	-	236	30	100
19	Nairobi	-	-	-	-	-	-	-	-	-	130	400	150	-	-	125


GOVERNOR'S RESIDENCE (Kes Million)
15
50
60
75
100
Samburu
Laikipia
Tana River
Kilifi
Murang'a
Mombasa
Nandi
West Pokot
Nyandarua
Uasin Gishu
Kitui
Bungoma
Meru
Nakuru
Nairobi
Tharaka Nithi
Garissa
Isiolo
Embu
Kirinyaga


DEPUTY GOVERNOR'S RESIDENCE (Kes Million)
100
30
15
10
Laikipia
Isiolo
Tana River
Embu
Murang'a
Mombasa
Nandi
West Pokot
Nyandarua
Uasin Gishu
Kitui
Bungoma
Meru
Nakuru
Nairobi
Samburu
Tharaka Nithi
Garissa
Kilifi


EXECUTIVE HEADQUARTERS (Kes Millions)
45
180
275
285
292
300
800
Tana River
Tharaka Nithi
Embu
Kilifi
Murang'a
Mombasa
West Pokot
Uasin Gishu
Kitui
Meru
Nairobi
Laikipia
Bungoma
Nakuru
Garissa
Samburu
Isiolo
Nandi
Nyandarua


SPEAKER'S RESIDENCE (Kes Million)
Isiolo
Tana River
Tharaka Nithi
West Pokot
Nyandarua
Samburu
Murang'a
Mombasa
Embu
Meru
Bungoma
Laikipia
Nandi
Nakuru
Kitui
Garissa
Uasin Gishu
Nairobi
Kilifi
10
15
20
25
40
42
50
50
50
60
75
80
130
200


ASSEMBLY'S HEADQUARTERS (Kes Million)
Isiolo
Tana River
Tharaka Nithi
Garissa
Mombasa
West Pokot
Murang'a
15
Kitui
70
Meru
134
Nakuru
236
Laikipia
250
Nandi
273
Samburu
320
Embu
335
Bungoma
400
Nairobi
400
Nyandarua
442
Kilifi
500
Uasin Gishu
850

CAF-file

MINISTRY OF TRANSPORT, INFRASTRUCTURE, HOUSING & URBAN DEVELOPMENT

STATE DEPARTMENT OF PUBLIC WORKS

Office of the Works Secretary

Works House
Ngong Road, Nairobi
www.publicworks.go.ke

P.O. Box 30743-00100
Tel: +254 (0) 20 272 3101
Fax: +254 (0) 20 2737959
info@publicworks.go.ke

Ref: PW/A/200/107/24

19th February, 2018

The Commission Secretary/CEO
Commission on Revenue Allocation
P.O.Box 1310-00200
NAIROBI

COUNTY INFRASTRUCTURE: COUNTY EXECUTIVE OFFICE, COUNTY ASSEMBLY FACILITIES. GOVERNOR AND SPEAKER'S RESIDENCE CONSULTATIVE MEETING

Reference is made to your letter Ref No. CRA/R&P/14/Vol.II (65) dated 23rd January 2018, requesting for a meeting to discuss County Infrastructure.

State Department of Public Works is charged with the responsibility of providing basic infrastructure facilities to the public. These include the development and maintenance of Government buildings and other public works as per the Presidential Circular No. 1/2008 published in May 2008. Arising out of the mandate, the Public Works spearheaded the design and development of the County Executive Offices, County Assemblies and County Governor and Speaker residence.

Preliminary designs and estimates were developed by Public Works in 2011 as the Project Manager, as listed herein below:

The cost summaries for the County Infrastructure as of 2011 were as follows:

a.	County Assembly	Kshs. 727,739,000.00
b.	County Offices	Kshs. 424,539,000.00
c.	Governor's Residence	Kshs. 267,980,000.00
d.	Deputy Governor	Kshs. 174,250,000.00
e.	Speaker Residence	Kshs. 174,250,000.00
f.	Clerk Residence	Kshs. 174,250,000.00
	TOTALS	Kshs. 1,943,008,000.00

The infrastructural designs were to be customized for every site, after site identification, investigation and survey works are undertaken.

The following Counties, attached Annex 1, have involved State Department of Public Works in implementation of their County Infrastructure.

We propose the consultative meeting to be held on 12th March 2018, Works Building 12th Floor Boardroom at 10:00 am.

We also propose the following discussion points to form the consultative meeting agenda:

1. State Department role in implementing County Infrastructure.
2. Memorandum of Understanding between the National and County Government
3. Current statues of County infrastructure between Public Works and the Counties
4. Way forward
5. Any other business

We shall appreciate your adequate representation and punctuality in the proposed meeting as we look forward to successful implementation of County Infrastructure projects for the social-economic benefits to the country as a whole.

Qs. A.N. OKWETO

QS A. N. Okweto
WORKS SECRETARY
For: Prof. Arch. Paul M. Maringa(PhD), CBS, Corp. Arch., Maak, Mkip
Ag. PRINCIPAL SECRETARY

Encl.

N.O. O.
Principal Secretary – for information
Chief Architect
Chief Quantity Surveyor
Chief Engineer (S)
Chief Engineer (E)
Chief Engineer (M)

Date 20.....	Name of Addressee	Messenger's Name	Contents, etc.	Hour Despatched	Hour Received	Signature
26/2/18	The CEO Commission on Revenue Allocation BOX 1310-00200 NAIROBI		PW/A/200/107/24		10:44 AM	
26/2/18	The Principal Secretary Ministry of Health P.O. BOX 30016 NAIROBI		PW/A/200/108			26/2/18
26/2/18	Commission Secretary Commission on Revenue Allocation P.O. BOX 1310-00200 NAIROBI		PW/A/200/107			

G.P.K. (L)

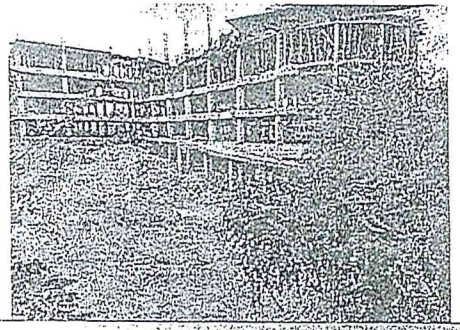
STATE DEPARTMENT FOR PUBLIC WORKS- COUNTY INFRASTRUCTURE PROJECTS

State Department of Public Works is charged with the responsibility of providing basic infrastructure facilities to the public. These include the development and maintenance of Government buildings and other public works as per the presidential circular No. 1/2008 published in May 2008.

Hence, the Public Works spearheaded the design and development of the County Executive Offices, County Assemblies and County Governor and Speaker residence.

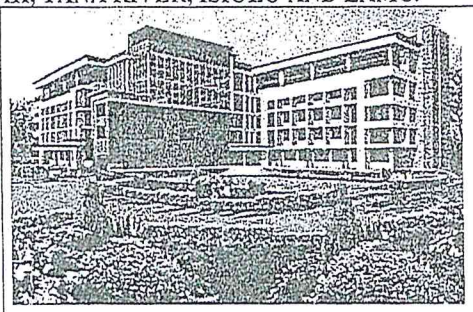
1. Design, Documentation and supervision of **5 No. County headquarters:** i.e.
    a. Tharaka Nithi
    b. Nyandarua
    c. Isiolo
    d. Tana River
    e. Lamu
2. Design, Documentation and supervision of **3 No. County Assembly facilities:** i.e.
    a. Bomet County Mini chamber
    b. Nyandarua
    c. Marsabit
3. Design, Documentation and supervision of 1 No. Governor's residence:I.E.
    a. Tana River

1. COUNTY HEADQUARTERS IN NO.5 COUNTIES: NYANDARUA, THARAKA NITHI, TANA RIVER, ISIOLO AND LAMU.



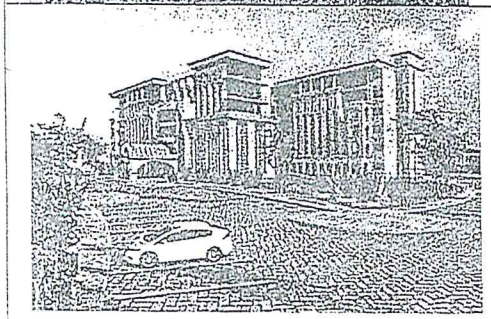
ONGOING COUNTY HEADQUARTERS AT KATHWANA THARAKA NITHI COUNTY

Project scope	3 winged 4 stories office block
Social Impact	Improve government working environment and service delivery to the public
Cost	Kshs 366 823 802.56
Status	48% superstructure ongoing on 4th level



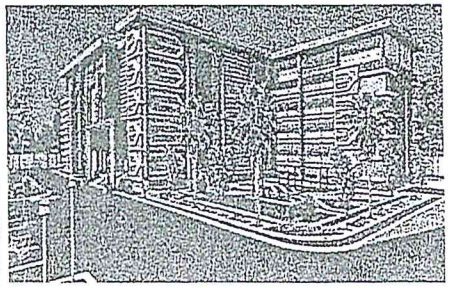
ONGOING COUNTY HEADQUARTERS AT OLKALAO NYANDARUA COUNTY

Project scope	2 winged 5 stories office block
Social impact	Improve government working environment and service delivery to the public
Cost	Kshs 617 644 564.00
Status	Substructure Ongoing



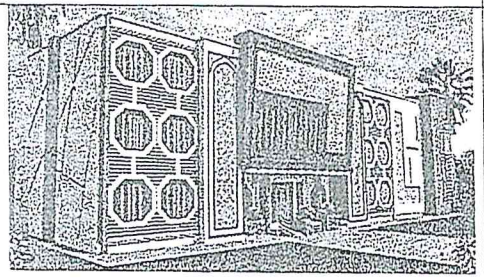
PROPOSED COUNTY HEADQUARTERS AT ISIOLO COUNTY

Project scope	2 winged 5 stories office block
Social Impact	Improve government working environment and service delivery to the public
Cost	Kshs 900 Million
Status	Documentation done awaiting tender



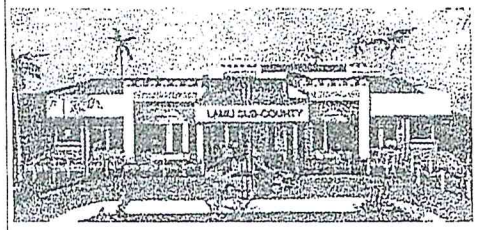
PROPOSED COUNTY HEADQUARTERS AT TANA RIVER COUNTY

Project scope	2 winged 5 stories office block
Social Impact	Improve government working environment and service delivery to the public
Cost	Kshs 900 Million
Status	Documentation complete awaiting tender



PROPOSED COUNTY ANNEX HEADQUARTERS AT MOKOWE LAMU COUNTY

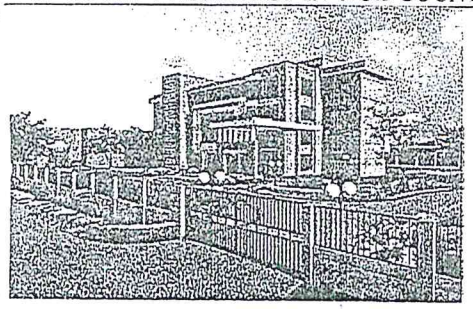
Project scope	3 stories office block
Social Impact	Improve government working environment and service delivery to the public
Cost	Kshs 400 Million
Status	Documentation complete



PROPOSED SUB COUNTY HEADQUARTERS AT FAZA AND HINDI LAMU COUNTY

Project scope	Single story office block
Social Impact	Improve government working environment and service delivery to the public
Cost	Kshs 300 Million each
Status	Documentation complete awaiting tender

2. COUNTY ASSEMBLY IN NO.3 COUNTIES: NYANDARUA, BOMET, MARSABIT



COUNTY ASSEMBLY OFFICES AT NYANDARUA COUNTY

Project scope

Social Impact

Cost

Status

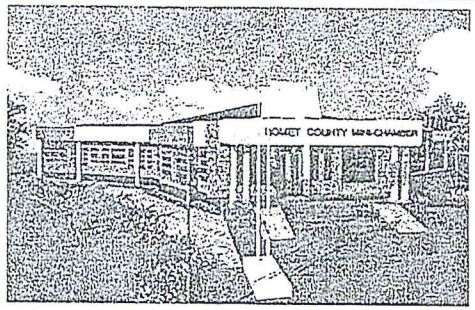
COUNTY ASSEMBLY OFFICES AND CHAMBERS AT MARSABIT COUNTY

Project scope

Social Impact

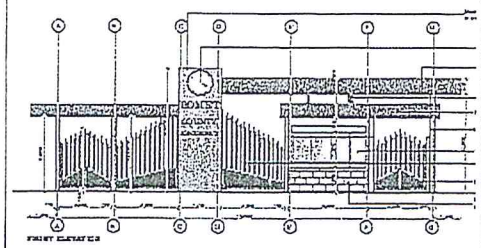
Cost

Status



PROPOSED CONSTRUCTION OF MINI-CHAMBER FOR BOMET COUNTY ASSEMBLY

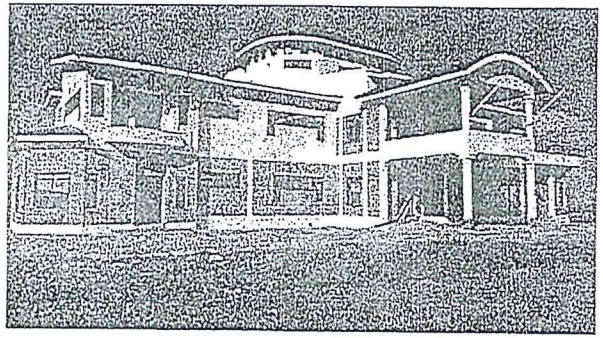
Project scope	Single story Mini-Chamber and Assembly offices
Social Impact	Improve government working environment and service delivery to the public
Cost	Kshs. 65,693,531.80
Status	

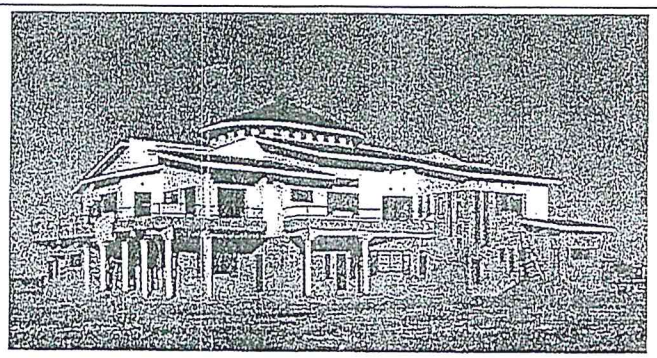


PROPOSED BOUNDARY WALL AND TWO UNITS GATE HOUSES FOR BOMET COUNTY ASSEMBLY

Project scope	Two gate houses and boundary wall to secure County Assembly compound
Social Impact	Improve government working environment and service delivery to the public
Cost	Kshs. 31,955,378.00
Status	

3. GOVERNOR'S RESIDENCE NO.1 TANA RIVER COUNTY





GOVERNOR'S RESIDENCE, TANA RIVER COUNTY: HOLA Phase I

Project scope	Governor's residence
Social Impact	Improve Governor's living environment and service delivery to the public
Cost	Kshs. 154,372,240.00
Status	Phase I Complete

Tel: 254 (20) 4298000
Email: info@crakenya.org
Website: www.crakenya.org

14 Riverside Drive
Grosvenor block
2nd Floor
P.O. Box 1310 – 00200
NAIROBI

COMMISSION ON REVENUE ALLOCATION

Our Ref: CRA/R&P/14/ Vol. II (65)

DATE: 23Rd January, 2018

Professor. Arch. Paul Mwangi
The Principal Secretary,
State Department of Public Works
Ministry of Transport, Infrastructure, Housing and Urban Development
Transom House, Ngong Road
P.O Box 52692 - 00200
NAIROBI

Dear Prof. Mwangi

REF: REQUEST FOR A MEETING TO DISCUSS COUNTY ASSEMBLY INFRASTRUCTURERS

Article 216 (2) of the Constitution stipulates that the Commission on Revenue Allocation make recommendations on matters concerning the financing of, and financial management by, county governments.

Pursuant to Article 216(2), the Commission is developing a policy to guide on the budget provisions towards construction of the County Assembly Chambers, County Assembly Office Complexes and Speakers/ Governors residences.

We understand that some work was done by the Ministry in this area.

The purpose of this letter is to request for a meeting between Commission on Revenue Allocation and the State Department of Public Works to further develop this so that it can inform current requests and future policy

It is highly appreciated if you kindly expedite the request.

Yours Sincerely

George Ooko
COMMISSON SECRETARY/CEO

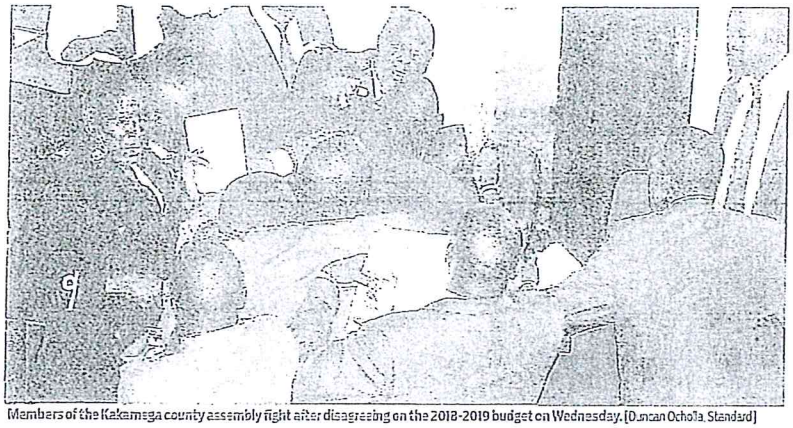
Copy to;
Chairperson, County Assemblies Forum

Speaker accuses some members of presenting unverified information to the assembly

Chaos in assembly as MCAs fight over Sh14.5b budget

Allocation of Sh50 million for construction of governor's homes in Lurambi and Lugari was one of the clauses MCAs opposed.

By Nathan Ochunge
nochunge@standardmedia.co.ke



Members of the Kakamega county assembly fight after disagreeing on the 2018-2019 budget on Wednesday. [Duncan Ochola, Standard]

MCAs engaged in a fist fight after disagreeing over the 2018-2019 budget.

Trouble started soon after Budget and Appropriations Committee chairman Willis Opuka (Marama South MCA) tabled the budget report in the county assembly on Wednesday.

Some of the MCAs wanted sections of the Sh14.5 billion budget they were uncomfortable be amended.

However, Speaker Morris Buluma thwarted their efforts ordering them to sit down. Buluma accused some MCAs of supporting their positions using unverified information.

Because of the standoff, a session that should have lasted two hours stretched to nine hours as MCAs engaged in a shouting match before fighting broke out.

Ward representatives

The budget was later passed after ODM ward representatives voted in favour of the report by 57 votes against 21.

Jubilee, Amani National Congress and Ford Kenya MCAs opposed the budget as ODM ward reps, who support Governor Wycliffe Oparanya, passed it.

The bone of contention was allocation of Sh50 million for construction of Oparanya's residences in Lugari and Lurambi.

"The governor's residence has been allocated Sh50 million every financial year since 2014 which brings the amount to Sh200 million. Yet, we don't know where the money has been going," said Kevin Maelo (Butali/Chegulo MCA).

Maelo, a Jubilee MCA, wondered why the county wants to construct another residence for the governor in Lurambi when another one is already under construction in Lugari.

He demanded an audit to show how the previous allocation was spent.

Maelo also questioned why only Sh1 million had been set aside per ward for bursaries while other counties had allocated over Sh4 million per ward.

But Buluma ordered him to sit down saying the MCA had presented unverified information to the floor of the house.

Five MCAs friendly to Oparanya, including Butsotso Central's Lyston Ambundo, supported the budget.

Standing on point of order, Shieywe MCA Joab Mwamuto accused the speaker of being biased. He said Buluma should have given those opposed to the budget a chance to make changes.

"The speaker is biased and is giving more time to ODM MCAs who are being used to rubber stamp the budget without changes," said Mwamuto.

Isukha South MCA Farouk Machanja said: "Any Speaker who takes sides when the house is discussing matters of public interest has no business holding his position and should be impeached."

Machanja wondered why money meant for construction of roads in wards had been reduced by half from the Sh10 million allocated the previous years.

Nominated MCA Dorice Matele was concerned that the committee had used part of the money meant to facilitate public participation to buy Ipads for MCAs.

"It's the duty of a member to catch the Speaker's eye. If you don't want to catch my eye you will not be given a chance to talk. I am not biased but the business of the day must continue," Buluma said as the standoff worsened.

Minority Leader David Ndakwa of ANC said the budget estimates were unrealistic.

However, Majority Leader Joel Ongoro dismissed him saying the budget was a reflection of President Uhuru Kenyatta's Big Four agenda.

At least 48 per cent of the Sh14.5 billion will go to development while the rest to recurrent expenditure.

Also worth noting, the county has adhered to section 107(2) (a) of the Public Finance Management Act 2012 which requires that at least 30 per cent of the total budget be allocated to development.

The county has only exceeded the 35 per cent ceiling of what should be spent on salaries by two per cent.

Recurrent expenditures of all departments was slashed by 25 per cent and allocated to development.

In the 2017/18 fiscal year, development expenditure took 38 per cent of the budget.

County treasury

Oparanya's office will get Sh391.03 million, the department of Public Service and Administration Sh1.31 billion and county treasury Sh751.2 million.

Environment will get Sh451.86 million and Social Services Sh590.1 million.

Others are Trade (Sh427.5 million), Education (Sh1.29 billion), ICT (Sh225.2 million) and County Public Service Board (Sh72.8 million) while the county assembly will get Sh1.05 billion.

Sh1.71b
What the transport department has been allocated in the new budget

Sh794m
Money that will go to Lands

Sh1.57b
What the health department has been allocated.

Sh1.06b
Money set aside for agriculture department

The move is expected to rub the executive the wrong way

Cost of deputy governor's home slashed by Sh114m

MCAs accuse executive of focusing on non-priority areas at the expense of development.

By Nehemiah Okwembah
nokwembah@standardmedia.co.ke

The County Assembly has slashed the budget of procuring an official residence of the deputy governor from the estimated Sh214 million to Sh100 million.

According to the Budget and Appropriations Committee, the budget for the residence set by the executive was 'outrageous' and 'not a priority' expenditure.

During the submission of its reviewed report on the proposed budget estimates on Wednesday, the chairman of the committee Albert Kiraga told the assembly the executive focused on non-priority areas at the expense of development.

"During the public hearing for the budget, residents wanted the budget for the procurement of the deputy governor's residence be done away with, but as a committee, we opted to reduce the amount to meet the national government's directive that governors and their deputies should have county houses," said Mr Kiraga.

The move is expected to rub the executive the wrong way and is likely to evoke memories of 2013, when the county spent Sh140 million to purchase a house for Governor Amason Kingi.

The committee presented a scrutinised document, which was approved by the assembly, and is expected to be forwarded to Mr Kingi for approval.

In the report, the committee also reinstated funding for stalled projects that the executive had sidelined.

The 2018/2019 financial year budget will be Sh13.06 billion up from last year's 11.99 billion. However, the county still faces hurdles as local revenue collection targets have never been met.

"A careful review of recent approved budget revenue estimates and end of period actual revenue, points to systematic overestimation of revenue, and this is despite the fact that forecast errors should be lower if the growth of any given revenue component is stable," said Kiraga.

Local revenue collection target was pegged at Sh1.3 billion up from Sh929.66 million last year, and the committee recommended that the executive automates its system to increase revenue collection.

Recurrent expenditure was pegged at Sh8.1 billion, development Sh5.6 billion, ward development programme Sh875 million while cash transfers to the elderly, orphans and vulnerable children was set at Sh35 million.

The committee also approved the Ward Scholarship Fund (Sh350 million) and Mbegu Fund at Sh30 million while the Kenya Urban Support Programme was slashed from Sh330 million to Sh205 million.

Allocation

- The 2018/2019 financial year budget will be Sh13.06 billion up from last year's 11.99 billion
- The new local revenue collection target was pegged at Sh1.3 billion up from Sh929.66 million last year and the committee recommended that executive automates its system to increase revenue collection
- Recurrent expenditure was pegged at Sh8.1 billion, development Sh5.6 billion, ward development programme Sh875 million while cash transfers to the elderly, orphans and vulnerable children was set at Sh35 million

Spending > Official, however, says plan is SRC requirement

Protest over Sh150m Speaker's house plan

Group says Homa Bay assembly must improve health and agriculture first

BY BARACK ODUOR
@Nyakwamadel
oduor@ke.nationmedia.com

The Homa Bay County assembly's priorities have been questioned after it announced plans to construct Sh150 million house for the speaker.

Homa Bay Bunge La Wenyenchi chairman Walter Opiyo yesterday faulted the assembly for not prioritising matters like health, agriculture and roads.

"The assembly should focus on fixing our deteriorating health sector and repairing our roads before building a home for the Speaker," said Mr Opiyo.

Although the lobby does not oppose the construction of the house, it says the county has lagged behind in terms of development, which should be a priority. "We are just asking that taxpayers' money be channelled to important sectors because the county lags behind in terms of development," said Mr Opiyo.

According to an advertisement placed on Monday by the assembly clerk Bob Kephers in two newspapers, the assembly is seeking a piece of land from residents of Arujo ward for the construction of the house.

Arujo is partly located in Homa Bay town.

However, Speaker Elizabeth Ayoo defended the move, explaining that it is a requirement set by the Salaries and Remuneration Commission (SRC) for all county assembly Speakers to have official residences built for them by June 30, 2019.

> It is a requirement set by SRC for all county Speakers to have official residences built for them. The government wants to cut the costs of paying our rent,"
>
> **Elizabeth Ayoo, Homa Bay Speaker**

"The government wants all Speakers' residences built because they want to cut the costs of paying our rent. This is not our own creation," said Ms Ayoo.

The Speaker further explained that the assembly is not tasked with executing development projects.

According to a letter by SRC Chairperson Sarah Serem sent to the County Assembly Forum Chairman Johnson Osoi, the county governments were told to prioritise the construction of the official residences for the county assembly Speakers by June 30, 2019.

Speakers' residences in the three cities of Nairobi, Kisumu and Mombasa shall cost Sh250 million while in other towns it shall be Sh150 million.

Earlier this year, Nairobi Speaker Beatrice Elachi had defended herself against claims that she had demanded a house. She said the house will be the county's property.

BARAKA KIBAO BONANZA

TOYOTA TSUSHO FERTILIZER AFRICA LTD

GRAND DRAW WINNERS

FARMERS BLCD NO. 002344

1ST PRIZE

FARMER WON 1 CEBHP CASE TRACTOR

Name	County	Tel No.
Samuel Kipkurgat Koech	Nandi County	0711***688

2nd PRIZE - Yamaha Motorcycles

FARMERS

Name	County	Tel No.
Abraham Marauni Mauka	Trans Nzoia	0724***277
Abel Kipkosgei Lagat	Nandi	0705***692
Margaret Minayo Otiende	Bungoma	0701***431

MOBILE PHONES

FARMERS

PHONE NUMBER	
0716***801	0721***017
0729***202	0721***349
0790***687	0721***505
0729***992	0726***132
0724***726	0723***130
0716***408	0724***474
0707***824	0717***491
0721***352	0727***682
0720***321	0712***457
0726***922	0714***385

AGRO-DEALERS BCLD NO. 002343

1ST PRIZE

AGRO-DEALERS TOYOTA PROBOX

Name	County	Tel No.
Boniface Wekesa	Bungoma County	0722***664

2nd PRIZE - Yamaha Motorcycles

AGRO-DEALERS

Name	County	Tel No.
Tony Chemweno	Uasin Gishu	0701***040
Paul Too	Narok	0710***353

MOBILE PHONES

AGRO-DEALERS

PHONE NO.	AGROVET SHOP NAME
0721***664	Goodness Traders
0728***706	Polphil Agrovet
0781***555	Kangawa Farms
0723***637	Munyambu Farmers Pride
0724***524	Volcano Agrovet
0722***762	Josemo
0722***420	Green Acre Agrovet
0770***600	Marura Agrovet
0720***357	Magos Farm
0726***192	Orion Agrovet

CONSOLATION PRIZES

Days, Caps, Umbrella, T-Shirts, Pens, 10kg Fertilizer, Pencil Case

FARMERS

0720***307	0727***520	0703***263	0792***941	0725***811	0724***241	0721***666
0700***310	0723***301	0708***794	0712***112	0722***251	0722***780	0721***664
0712***468	0719***572	0743***691	0727***914	0722***264	0722***780	0721***068
0728***766	0706***896	0721***349	0705***604	0722***445	0722***251	0720***604

CONSOLATION PRIZES

Days, Caps, Umbrella, T-Shirts, Pens and Pencil Case

AGRO-DEALERS

0713***932	0721***030	0723***700
0725***371	0712***641	0720***157
0723***690	0716***534	0724***802
0721***471	0721***666	0724***241

jail over wheelbarrow scandal

BY BENSON AMADALA
bamadala@ke.nationmedia.com

Seven former officials of Bungoma County found guilty of inflating the cost of wheelbarrows were on Monday ordered to pay fines or serve jail sentences.

Kakamega Senior Principal Magistrate Thomas Muraguri delivered the sentence on behalf of the trial magistrate, Mr Bildad Ochieng', who is reported to be unwell.

John Juma Matsanza, who was the accounting officer to the tender committee, was convicted on two counts. He was charged with failure to comply with the law on management and incurring expenditure illegally.

Matsanza was consequently fined Sh400,000 or serve a two-year jail sentence in default for each of the counts.

The other accused, Ayub Tuvuka China, Howard Lukadilu, Oscar Onyango Ojwang', Arlington Shikuku Omusieni, Jacqueline Nanjala Namukati and Reuben Rutto were each convicted on two counts.

They were charged with wilful failure to comply with procedures and guidelines relating to procurement and tendering of contracts illegally. They were each fined Sh300,000 or serve one-and-a-half years in prison in default for each of the counts.

The court dismissed an application by lawyers for the accused to have them released on bail pending lodging of an appeal.

The magistrate said although the accused were first offenders without previous records of conviction, they had failed to take individual responsibility as accounting officers and tender committee members of the county government.

Consequently, the court noted that their actions had led to loss of public funds.

"Waste and plunder of public resources, which is rampant in the country, has created an avenue for public officers and suppliers to siphon public funds, thereby sowing public discontent," said the magistrate while delivering the sentences.

"The court must, therefore, send a firm message that the culture of fraud and theft in the public sector does not pay."

While declining the plea for bail application, the magistrate said the defence ought to have filed and served a formal application supported by an affidavit.

"This would have assisted the court to consider the application in its merit. As matters stand now, I feel the material placed before me by the defence is insufficient to enable me to make an informed decision in their favour," ruled the magistrate.

The magistrate further said the defence must demonstrate to the satisfaction of the court that the appeal had overwhelming chances of success.

"As matters stand, my hands are tied and I have no choice but to uphold the law. The application to release the accused on bail pending filing of an appeal is declined," said the magistrate.

Court rules

EX-OFFICERS FOUND GUILTY

Matsanza was charged with failure to comply with the law on management and incurring expenditure illegally. He was fined Sh800,000 or serve a four-year jail sentence.

The other six were charged with failure to comply with procurement procedures and tendering contracts illegally.

They were each fined Sh300,000 or serve prison terms in default.

Tea farmers to pay cess if bill sails through

BY DAVID MUCHUI

Farmers in Meru will part with up to one per cent of their earnings once the 2018 County Tea Cess Bill is passed.

The bill seeks to establish a Tea Cess Development Fund to improve roads, bridges and other infrastructure. According to the bill, the cess will be determined by the Finance and Agriculture ministers and managed by a committee comprising county officials, ward representatives and factory directors. Meru County Assembly finance committee chairman Julius Mbijiwe said loss of the cess has led to the poor state of roads in tea-growing areas.

Kenya Tea Development Agency Zone Seven Chairman Paul Ringera said the tax was long overdue and would help factories cut down on vehicle repair expenses.

"The tea cess is beneficial to the farmer because it will improve efficiency in the delivery of tea to the factories. Since the last rains, our roads have been impassable due to lack of money to repair them," Mr Ringera said.

He said they expected the bill will be enacted into law by the end of this financial year to enable the factories to get money from July.

Igoji West MCA Jasper Mbiuki said the bill, once enacted, will help factories to repair roads in their catchment areas. "Despite the government disbursing levy cash to the counties, this money has not helped in improving roads in tea-growing areas," he said.

tion Programme, said: "Measles vaccines are available. Health facilities often lack money to collect the vaccines."

— *David Muchui*

Murang'a >

Assembly approves construction of top leaders' homes at Sh350m

The construction of houses for the Murang'a governor, his deputy and the speaker has been approved at a cost of Sh350 million. According to the County Integrated Development Plan, which was approved by the assembly on Monday afternoon, the move to construct the houses was informed by the Salaries and Remuneration Commission's circular saying that county officials will not be receiving house allowances. The report, tabled by Gaturi MCA Kiiru Mbembe, is to guide development projects between 2018 and 2022. However, the document, which was scheduled to be tabled during the morning session, was tabled in the afternoon after efforts to present it flopped with Mr Mbembe claiming it was tailor-made to suit interests of the executive. Mr Mbembe's faction and the rest of the members were engaged in a war of words.

— *Ndung'u Gachane*

Laikipia >

Employees arrested as ownership dispute between counties rages

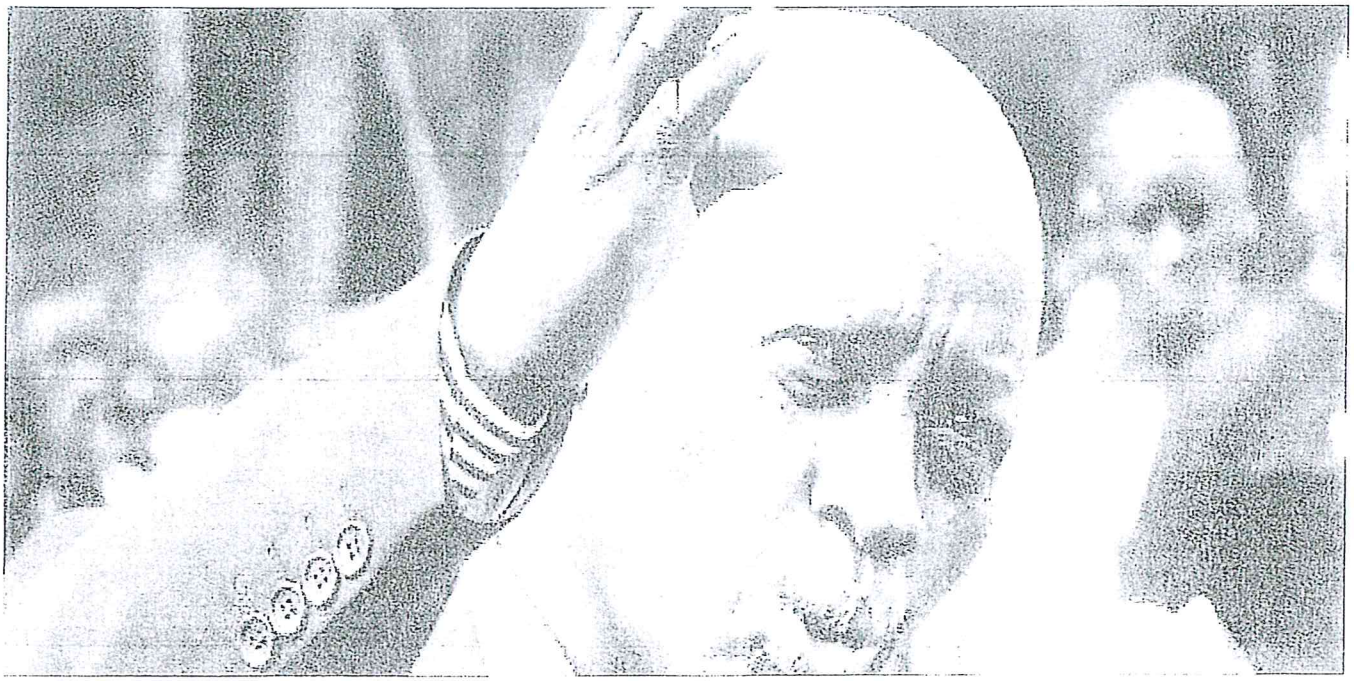
Police in Nyahururu yesterday arrested two Laikipia County government employees said to have broken into a building being refurbished by the Nyandarua administration. According to Nyandarua North police boss Timon Odingo, Mr Patrick Mureithi and Mr Samuel Kamande were arrested after security guards reported a break-in by the two in an effort to kick out Nyandarua staff. Meanwhile, the Laikipia County government has condemned the arrest over the disputed facility. "Nyahururu is in Laikipia. Nyandarua County declared a dispute before the Inter-Governmental Relations Technical Committee which is the correct forum for dispute resolution between counties," read a press statement.

— *Steve Njuguna*

BUSINESS DAILY

Nyeri proposes Sh200mn governor's mansion

The cash will be used to purchase land, fund architectural design and construction between 2018 and 2022.



Without crazy dieting, a lot of sweat and unhealthy starving.

MCAs approve Sh100m for Waiguru house amid outcry

Githinji Mwangi • June 26, 2018 2,867 1 minute read

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Plans are underway by Kirinyaga County Government to construct a Sh100 million residence for Governor Anne Waiguru this financial year.

The move to construct an official residence for the governor is contained in the 2018/19 budget which was approved by the County Assembly, with the executive being allocated funds to carry out the works.

Currently, the governor has no official residence and operates from her home in Nairobi.

Former governor Joseph Ndathi also used to operate from his rural home in Kianyaga and the budget committee has now said the governor must have

official residence.

But the matter has ignited an uproar from residents who are questioning the county government's priorities.

Some of the residents interviewed said allocating Sh100 million for residence was a waste of funds considering there are many pressing issues in the county.

A tea farmer, Naftaly Mathenge, questioned the rationale of the county spending such an amount to accommodate the governor and asked the Assembly to reallocate the funds to important programmes.

He said, for instance, roads are in poor condition, hospitals have no drugs and many villages are yet to get clean drinking water which he proposed as some of the key projects for the county as opposed to constructing a residence.

The Assembly has also approved Sh50 million for car loans and mortgage for MCAs and Sh200 million for a similar cause for members of the Executive.

The county has also allocated Sh100 million to pay pending bills which currently stand to more than Sh500 million.

In a budget presented to the Assembly by budget committee chairman David Mathenge the House directed Finance executive to submit a detailed report on pending bills/creditors that were cleared through audit to be paid with this allocation.

ill cater for the children who said.

MCAs approve Sh100m for Waiguru house amid outcry

Residents are questioning the county government's priorities and proposing other projects for funding

by Githinji Mwangi
@PeopleDaily

Plans are underway by Kirinyaga County Government to construct a Sh100 million residence for Governor Anne Waiguru this financial year.

The move to construct an official residence for the governor is contained in the 2018/19 budget which was approved by the County Assembly, with the executive being allocated funds to carry out the works.

Official residence

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He said, for instance, roads are in poor condition, hospitals have no drugs and many villages are yet to get clean drinking water which he proposed as some of the key projects for the county as opposed to constructing a residence.

Kirinyaga Governor Anne Waiguru. PHOTO: FILE

The County Assembly approved a Sh5,202,793,503 budget with development expenditure getting Sh1,665,901,879, translating to about 32 per cent of the total amount.

Lions share of the budget was allocated to personnel emoluments with county expected to spend Sh2.3 billion equivalents to 44 per cent of total budget.

Car loans

The Assembly has also approved Sh50 million for car loans and mortgage for MCAs and Sh200 million for a similar cause for members of the Executive.

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In a budget presented to the Assembly by budget committee chairman David Mathenge the House directed Finance executive to submit a detailed report on pending bills/creditors that were cleared through audit to be paid with this allocation.

---

akuru Speaker Maina Kairu extended an olive branch to d Reps who voted to remove . calling for unity and focus r an impeachment motion nsored by Biashara MCA Peter nguthii was defeated.

Kairu assured the assembly that body will be victimised over the tter, adding that the motion d left the 78-member House rply divided.

The Speaker said his main task to "heal the wounds and help e assembly forge ahead" adding that he was proud with the way ard Reps conducted themselves.

Meeting leaders

He said he had initiated the rocess of uniting the assembly nd met Deputy Speaker Samuel onui, Majority Leader Stanley aranja, Chief Whip Irene Cheuiyot and Minority Leader Peter alanga in his office.

"Our biggest task is to unite the ssembly and that's why I called he leaders but I want to assure you that nobody will be victimised," he said.

Sources within the assembly however, told the *People Daily* that the battle was far from over indicating that the fight had moved to the departmental committees where another political duel is expected in the next few days.

(9)

Katule FNA.
C.C. Commissioner
CEO.
JK.
5/06.

COUNTY GOVERNMENT OF NANDI

NANDI COUNTY ASSEMBLY

P.O. Box 673-30300, Kapsabet
Telephone Number: 0700808072 / 0535252039
E-mail: info@nandiassembly.go.ke
Website: www.nandiassembly.go.ke

COMMISSION ON REVENUE ALLOCATION
RECEIVED
25 MAY 2018
P.O. Box 1310 - 00200, NAIROBI

Our Ref: NCA/CRA/01/18

Your Ref:

Date: 17th May, 2018

Katule
would be
important to
know
1. what is the
cost
2. who is the
tenant?
JK

Land – 2Acres – 8.7M
Not finalized
(80-100M)
The Speaker of CA.

The Chairperson,
Commission on Revenue Allocation,
P O Box 1310 - 00200,
NAIROBI.

Dear Madam,

RE: CONSTRUCTION OF THE SPEAKER'S RESIDENCE – NANDI COUNTY ASSEMBLY

The above matter refers.

The Government through the Salaries and Remuneration Commission (SRC), National Treasury and the CRA gave a clear policy direction on the need of constructing Speaker's residence by the respective County Assemblies by June, 2019.

The Nandi County Assembly is keen to enforce the above policy within the stated period. Subsequently, the Assembly seeks to engage with our pension partners in undertaking this project.

The Assembly has its voluntary pension contribution and gratuity administered by LAPTRUST. Part of the benefits for such a partnership includes undertaking infrastructural development.

We therefore seek the approval of the Commissioner on Revenue Allocation in entering into a tenant purchase contract with LAPTRUST in the undertaking of the construction of the Speaker's residence.

The County Assembly will avail a deposit and subsequently phase out payments within the remaining four years. This will ensure that the slow release of the Development cash to the Assembly does not affect the compliance in terms of meeting the deadline to have the construction completed.

We believe that such an arrangement will offer best value for money as well as guaranteeing timely conclusion of the project.

We look forward to your kind consideration.

Thank you and all the best in your endeavours.

CLERK OF COUNTY ASSEMBLY
NANDI COUNTY
P. O. Box 673 - 30300,KAPSABET
Sign:.....

Mrs. ISABELLA MAIYO
AG. CLERK NANDI COUNTY ASSEMBLY

CC:

1. The Speaker – Nandi County Assembly
2. CECM Fiance – Nandi County

REPUBLIC OF KENYA

COUNTY ASSEMBLIES FORUM (CAF)

Landmark Plaza Annex, 3rd Floor. P.O Box 73552 - 00200 Nairobi. Tel: +254 701 046 933
E-mail: communication@countyassembliesforum.org

22nd March, 2018

REF; CAF/CRA/002/18

Chairperson,
Commission on Revenue Allocation (CRA),
14 Riverside Drive,
Grosvenor Suite, 2nd Floor
P.O Box 1310- 00200,
Nairobi, Kenya.

Dear Madam,
RE: DATA ON THE COUNTY ASSEMBLIES INFRASTRUCTURE
The above subject refers,

Reference is made to the Consultative meetings between the County Assemblies Forum (CAF) and the Commission on Revenue Allocation (CRA) held on 15th and 30th January, 2018. The meetings discussed several areas of partnership between the two institutions. The Forum presented the challenges experienced by the County Assemblies in discharging their mandate due to lack of necessary infrastructure.

The meetings resolved among other things that the Commission develops a policy on the budgetary allocation for the construction of the County Assemblies infrastructures. The forum was then tasked to provide the status report on infrastructure to facilitate realization of the resolution and uniformity.

Following the above mentioned kindly find attached the matrix containing the said data for 40 County Assemblies.

The Forum appreciates your continued support.

Thank you.
Yours faithfully.

Hon. Eric W. Mwangi,
Secretary General, County Assemblies Forum.
CC: Hon. Johnson Osoi, CAF Chairperson

DATA ON COUNTY ASSEMBLIES INFRASTRUCTURES

The County Assemblies Forum (CAF) forwarded to CRA the data on the assemblies' infrastructures on Thursday 29th March 2018. Following is a summary of the report;

a. County assembly with adequate infrastructures

i. **Chambers: -**

1. Busia
2. -Embu
3. -Laikipia
4. -Meru
5. –Nyandarua

ii. **Offices: -**

1. Laikipia
2. -Machakos
3. -Marsabit
4. -Nakuru
5. -Tana-River

iii. **speaker's residence: -**

1. Laikipia

b. New infrastructures constructed as from 2013 to date

i. **Chambers: -**

1. Kajiado (W.I.P)
2. -Kwale
3. -Lamu (W.I.P)
4. -Nandi (W.I.P)
5. -Nyamira
6. -Nyandarua
7. -West Pokot (W.I.P)

ii. **Offices:**

1. Baringo
2. Busia
3. Garissa
4. Kajiado
5. Kisii

6. Kwale
7. Laikipia
8. Lamu (W.I.P)
9. Machakos
10. Mandera
11. Marsabit
12. Nakuru
13. Nyandarua
14. Samburu
15. Siaya
16. Tana River
17. West Pokot

iii. speaker's residence:-

1. Kwale
2. West Pokot

c. Infrastructures repaired/renovated as from 2013 to date

i. Chambers:-

1. Baringo
2. Bomet
3. Busia
4. Elgeyo – Marakwet
5. Embu
6. Kajiado
7. Kericho
8. Laikipia
9. Lamu
10. Machakos
11. Mandera
12. Marsabit
13. Meru
14. Nandi
15. Nyamira
16. Samburu
17. Siaya
18. Taita Taveta
19. Tana River
20. Tranzoia
21. West Pokot

ii. **Offices:-**

1. Baringo
2. Busia
3. Elgeyo Marakwet
4. Embu
5. Kajiado
6. Kericho
7. Kisii
8. Laikipia
9. Lamu
10. Machakos
11. Mandera
12. Marsabit
13. Meru
14. Nakuru
15. Nandi
16. Samburu
17. Siaya
18. Tana River
19. Trans-Nzoia
20. West Pokot

iii. speaker's residence:-

1. Laikipia
2. Tranzoia

DATA ON COUNTY ASSEMBLIES INFRASTRUCTURES

		DOES COUNTY ASSEMBLY HAVE ADEQUATE INFRASTRURES ?			NEW INFRASTRUCTURES CONSTRUCTED AS FROM 2013 TO DATE						INFRASTRUCTURERS REPAIRED/RENOVATED AS FROM 2013 TO DATE					
NO	COUNTY	CHAMBERS (YES/NO)	OFFICES (YES/NO)	SPEAKER'S RESIDENCE (YES/NO)	CHAMBERS (YES/NO)	COST (KES)	OFFICES (YES/NO)	COST (KES)	SPEAKER'S RESIDENCE (YES/NO)	COST (KES)	CHAMBERS (YES/NO)	COST (KES)	OFFICES (Y/N)	COST (KES)	SPEAKER'S RESIDENCE (Y/N)	COST (KES)
1	BARINGO	N	N	N	N	-	Y	30M - 40M	N	-	Y	3M-6M	Y	19M-22M	N	-
2	BOMET	N	N	N	N	0	N	0	N	0	Y	3M-5M	N	N	N	0
3	BUNGOMA															
4	BUSIA	Y	N	N	N	0	Y	50M-60M	N	0	Y	40M-50M	Y	30M-40M	N	0
5	ELGEYO-MARAKW	N	N	N	N	0	N	0	N	0	Y	7M-10M	Y	4M-6M	N	0
6	EMBU	Y	N	N	N	0	N	0	N	0	Y	15M-20M	Y	30M-35M	N	0
7	GARISSA	N	N	N	N	0	Y	30M-40M	N	0	N	0	N	0	N	0
8	HOMA-BAY															
9	ISIOLO															
10	KAJIADO	N	N	N	Y (W.I.P)	400M-600M	Y	0	N	0	Y	15M-18M	Y	18M-20M	N	0
11	KAKAMEGA															
12	KERICHO	N	N	N	N	0	N	0	N	0	Y	8M-10M	Y	1M-2M	N	0
13	KIAMBU															
14	KILIFI															
15	KIRINYAGA															
16	KISII	N	N	N	N	-	Y	45M-50M	N	-	N	-	Y	45M-55M	N	0
17	KISUMU	N	N	N	N	0	N	0	N	0	N	-	N	0	N	0
18	KITUI															
19	KWALE	N	N	N	Y	350M-450M	Y	30M-40M	Y	90M-100M	N	0	N	0	N	0
20	LAIKIPIA	Y	Y	Y	N	0	Y	10M-15M	N	0	Y	70M-80M	Y	4M-5M	Y	4M-5M
21	LAMU	N	N	N	Y (W.I.P)	150M-200M	Y (W.I.P)		N	0	Y	8M-10M	Y	5M-7M	N	0
22	MACHAKOS	N	Y	N	N	0	Y	150M-200M	N	0	Y	8M-10M	Y	2M-3M	N	0
23	MAKUENI															
24	MANDERA	N	N	N	N	0	Y	15M-25M	N	0	Y	8M-10M	Y	4M-5M	N	0
25	MARSABIT	N	Y	N	N	0	Y	150M-200M	N	0	Y	0	Y	5M-10M	N	0
26	MERU	Y	N	N	N	0	N	0	N	0	Y	70M-90M	Y	60M-70M	N	0
27	MIGORI															
28	MOMBASA	N	N	N	N	0	N	0	N	0	N	0	N	0	N	0
29	MURANG'A															
30	NAIROBI CITY															
31	NAKURU	N	Y	N	N	0	Y	150M-210M	N	0	N	0	Y	25M -30M	N	0
32	NANDI	N	N	N	Y (W.I.P)	180M-260M	N	0	N	0	Y	0.5M-1M	Y	8M-12M	N	0
33	NAROK															
34	NYAMIRA	N	N	N	Y	180M-250M	N	0	N	0	Y	20M-25M	N	0		
35	NYANDARUA	Y	N	N	Y	300M-400M	Y		N	40M-50M	N	0	N	0	N	0
36	NYERI	N	N	N	N	0	N	0	N	0	N	0	N	0	N	0
37	SAMBURU	N	N	N	Y	250M-350M	Y	10M-15M	N	0	Y	5M-10M	Y	3M-5M	N	0
38	SIAYA	N	N	N	N	0	Y	20M-25M	N	0	Y	8M-12M	Y	10M-15M	N	0
39	TAITA-TAVETA	N	N	N	-	N	-	N	-	Y	2M-4M	2M-5M	N			
40	TANA-RIVER	N	Y	N	N	0	Y	40M-50M	N	0	Y	10M-15M	Y	20M-30M	N	0
41	THARAKA-NITHI	N	N	N	N	0	N	-	N	0	N	0	N	0	N	0
42	TRANS-NZOIA	N	N	N	N	0	N	0	N	0	Y	5M-10M	Y	3M-5M	Y	5M-10M
43	TURKANA															
44	UASIN-GISHU	N	N	N	N	0	N	0	N	0	N	0	N	0	N	0
45	VIHIGA															
46	WAJIR															
47	WEST POKOT	N	N	N	Y (W.I.P)	250M-350M	Y	0	Y	20M-20M	Y	2M-5M	Y	20M-25M	N	0

KEY

SUMMARY NOTES

Y=YES		Adequate Infrastructure	Ne infrastructure from 2013	Speakers Residence	Renovation
N=NO		All County Assemblies do not have adequate infrastructure	Some Assemblies began construction of chambers and offices and the average cost for of between Ksh. 250M-Ksh. 600M	No County Assembly has started the construction of the Speaker Residence	Most Assemblies renovated their chambers and offices at an average cost of Ksh. 3M - Ksh. 100M
W.I.P =	Work In Progress				

MINISTRY OF TRANSPORT, INFRASTRUCTURE, HOUSING AND URBAN DEVELOPMENT

MINISTRY OF TRANSPORT, INFRASTRUCTURE, HOUSING, URBAN DEVELOPMENT AND PUBLIC WORKS

State Department for Housing, Urban Development and Public Works

12th Floor, Works Building
Ngong Road
Nairobi

OFFICE OF THE PRINCIPAL SECRETARY
P.O. Box 30119 – 00100
Tel: +254 (0) 20 2716960
NAIROBI
Email: ps@housingandurban.go.ke

PROPOSED COUNTY INFRASTRUCTURE FACILITIES

The promulgation of the new Constitution on the 27th August 2010 laid the foundation for the rebirth of the Kenyan nation based on accountable, responsive and democratic Government. The constitution recognizes that there shall be County Government for each county consisting of a County assembly and County executive [Chapter 11 Part 2]

Hence, the Public Works is spearheading the design and development of the county offices and assemblies in line with the constitution in preparing to support County government by: among others item Designing and developing the infrastructure and machinery for the functioning of the County Governments.

The existing, County Council, Municipal and Town Council Halls in all the counties were evaluated/inspected to ascertain their adequacy in accommodating the anticipated Count Governments.

By the time we suspended the county accommodation, activities 35 No. counties had identified and concurred on their County Headquarters – both for the Assembly and Government. The proposed designs of the County Assembly is geared towards having uniform and equal facilities in all the counties irrespective of the financial standing of any.

The following is a summary of milestones that have been made since 2011 with regard to the following county infrastructure are the steps that have been

Item	Activity	Description	Remarks/Way forward
1.	Prototype Design As of 2011	FACILITIY / LAND REQUIREMENT 1 County Assembly — 3 - 4 Acres — 727,739,000.00 2 County Offices — 2 - 3 Acres — 424,539,000.00 3 County leadership Residence: a. Governor's — 1 - 2 Acres — 267,980,000.00 b. Deputy Governor — 174,250,000.00 c. County Speaker — 174,250,000.00 d. County Clerk — 174,250,000.00 1,943,008,000.00	The infrastructural designs were to be customized for every site, after site identification, investigation and survey works are undertaken.
	EXISTING PHYSICAL FACILITIES	Mapping and evaluation exercise on the existing facilities in all the Counties, mainly so, the County Council, Municipal and Town Council Halls/Chambers and offices was undertaken from 22nd February to 5th March, 2011.	Due to the inadequate time to design, procure and erect up the intended /proposed physical Facilities. Existing facilities in the Counties was considered as a slip Gap measure
	CANCELLATION	After several consultative meetings with the C.I.C, we were informed that our activities were not in the spirit and letter to the constitution; and it was agreed that we stop any further engagement on the same. Consequent to that, we cancelled the request for the consultancy services and so it stands to date.	35 No. counties had been identified and concurred on their County Headquarters – both for the Assembly and Government
ROLE OF PUBLIC WORKS IN DEVELOPING COUNTY INFRASTRUCTURE AFTER DEVOLUTION (ANNEX I)			
	COUNTY HEADQUARTERS	Design, Documentation and supervision of 5 No. County headquarters funded by a conditional grant between the national government and the senate. 1. Tharaka Nithi - Kshs 366,823,802.56 (54% done) 2. Nyandarua - - KShs 617,664,564.15 (20% done 3. Isiolo – Tendered and awarded	The cost of the County headquarters is to be shared between the National Government (represented by the State Department of Public Works) and respective County

		4. Tana River - to be tendered 5. Lamu - To be re-tendered	Government in the ratio 7:3.
	COUNTY ASSEMBLIES	Design, Documentation and supervision of 3 No. County Assembly facilities: i.e. 1. Bomet County Mini chamber 2. Nyandarua Assembly offices 3. Marsabit Assembly and offices	The cost of the County Assembly facilities is by respective County government. Designs are complete
	GOVERNOR'S RESIDENCE	1. Design, Documentation and supervision of 1 No. Governor's residence: (Kshs 154,372,240.00)	Tana River Phase I complete, funded by Tana River County Government. A raft foundation was used
	COUNTY INFRASTRUCTURE NON-CORE DEVELOPMENT	State Department of Housing, Urban Development and Public Works and Commission on Revenue allocation have been in consultation and the following was agreed upon. S/NO — PROJECT — ESTIMATED COST KSHS. 1 — Governor's Residence — Kshs. 45,000,000 (Maximum) 2 — Deputy Governor's residence — Kshs. 35,000,000 3 — Speaker's Residence — Kshs. 35,000,000 4 — County Headquarters — Kshs. ~~500,000,000~~ 5 — County Assemblies to be in four categories Type I – (1- 30MCA's) Type II – (30 - 60MCA's) Type III – (60- 90MCA's) Type IV – (90- 150MCA's)	Prototype Designs complete Designs on-going by NHC

Timelines

Upon uproval the timelines will be as follows

(i) Governor's Residence	– 12 months (including procurement period of three months)
(ii) Speaker/Deputy Governor	– 12 months (including procurement period of three months)
(iii) County assembly	– 12 months(including procurement period of three months)
(iv) County Headquarters	– 24-32 months (Three FYs) including procurement period of three months

Way forward

(i) To meet with CRA the use for any additional requirement that may be accommodated within the set BUDGETS

(ii) present to Council of Governors

(iii) Public Participation

(iv) Final Designs and Estimates

Qs. A.N.Okweto

WORKS SECRETARY

Encl(s)

Copy to:

Cabinet Secretary
Ministry of Transport, Infrastructure, Housing,
Urban Development and Public Works
NAIROBI

The Chairman
Parliamentary Service Commission
P. O. Box 41842-00100
NAIROBI

J. Katule

MINISTRY OF TRANSPORT, INFRASTRUCTURE, HOUSING & URBAN DEVELOPMENT

STATE DEPARTMENT OF HOUSING, URBAN DEVELOPMENT & PUBLIC WORKS

Office of the Works Secretary

Works House
Ngong Road, Nairobi
www.publicworks.go.ke

P.O. Box 30743-00100
Tel: +254 (0) 20 272 3101
Fax: +254 (0) 20 2737959
info@publicworks.go.ke

RECEIVED
12 JUN 2018
P.O. BOX 13100 - 00200, NAIROBI

Ref: PW/A/200/109

7th June, 2018

Commission Secretary,
Commission on Revenue Allocation (CRA)
P.O. Box 13100 – 00200,
NAIROBI.(Attn: Mr. James Katule)

RE SUBMISSION OF REVISED DRAWINGS AND BILLS OF QUANTITIES FOR COUNTY INFRASTRUCTURE

Further to the meeting held at our offices with the Commissioners on 16th May 2018 at the Principal Secretary's Office at which meeting the following were agreed:

(i)	Governor's Residence	Kshs 45,000,000.00 (maximum)
(ii)	Deputy Governor's,	Kshs 35,000,000.00
(iii)	Speaker's Residence,	Kshs 35,000,000.00
(iv)	County Headquarters	Kshs 500,000,000.00

(v) County Assemblies to be in four categories namely:

- (a) Type I (1 – 30 MCAs)
- (b) Type II (30 – 60 MCAs)
- (c) Type III (60 – 90 MCAs)
- (d) Type IV (90 – 150 MCA)

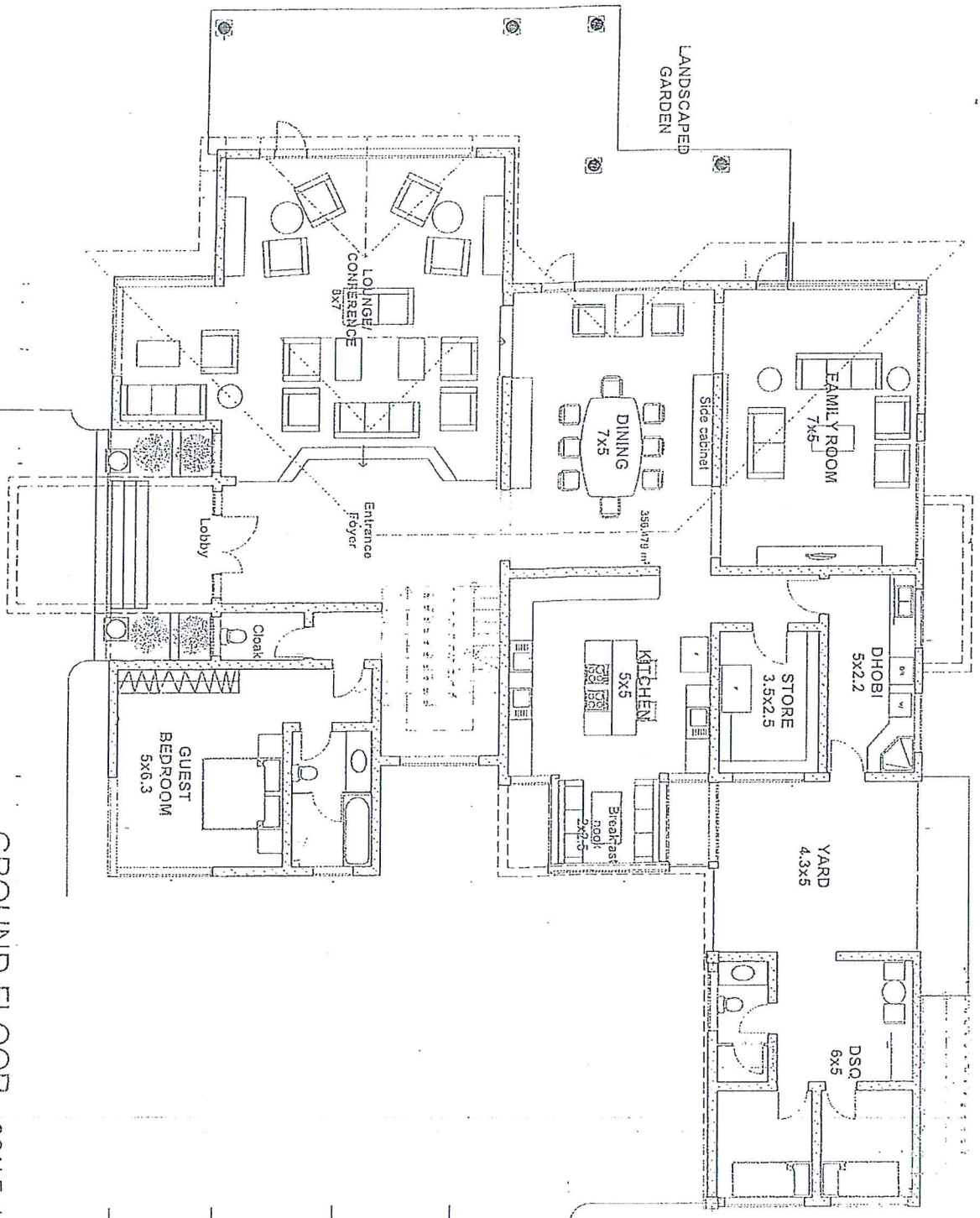
Forwarded herewith please find proposed prototype for the Governor's (800 m2), Deputy Governor's (650 m2) and Speaker's (730 m2) Residence as designed by National Housing Corporation. The designs were forwarded to our office on 31st May 2018 and have been interrogated by the office of the Chief Architect and several aspects pointed out for improvement within the agreed budgets above.

The scheme designs and the estimates for the same are hereby forwarded to you for your critic and/or further brief/enrichment. We will be ready to present the final designs for all the five thematic designs and detailed estimates by 6th July 2018.

Qs A. N. Okweto
WORKS SECRETARY
Encls

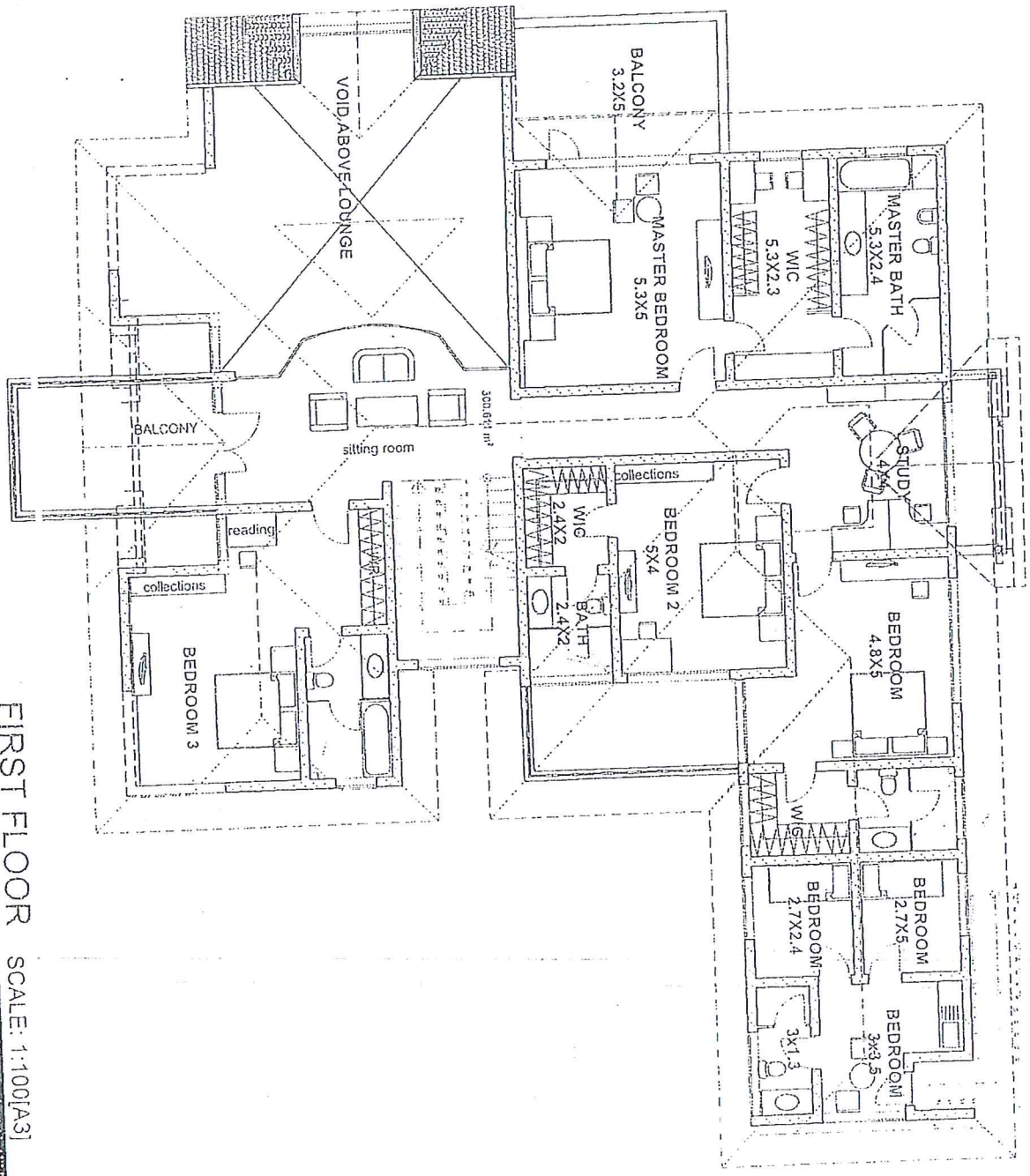
Copy to Managing Director,
National Housing Corporation
P.O. Box 30257 - 00100
NAIROBI.

.OPOSED GOVERNOR'S RESIDENCE



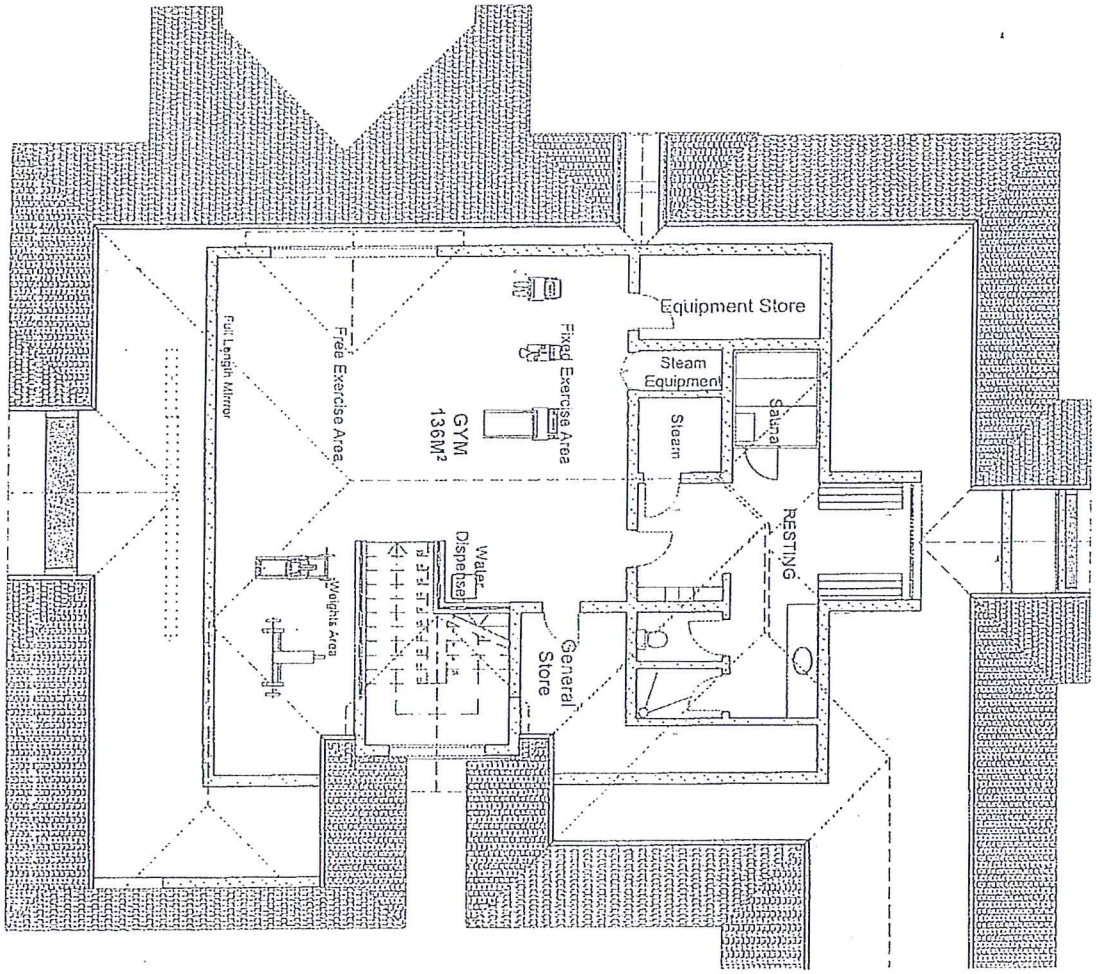
GROUND FLOOR SCALE: 1:100[A3] 356M²

OPOSED GOVERNOR'S RESIDENCE



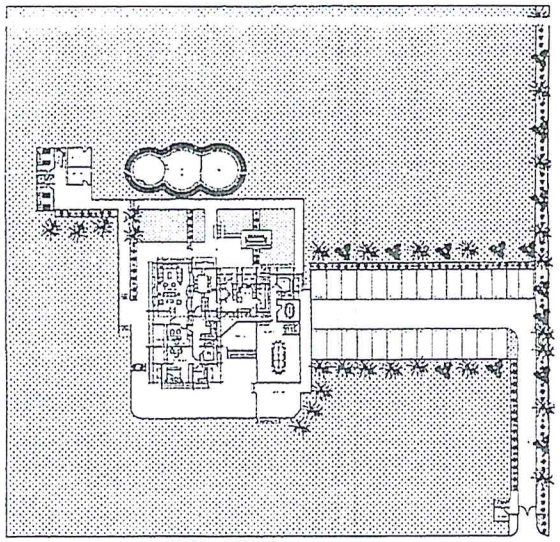
FIRST FLOOR SCALE: 1:100[A3] 300.6M²

.OPOSED GOVERNOR'S RESIDENCE

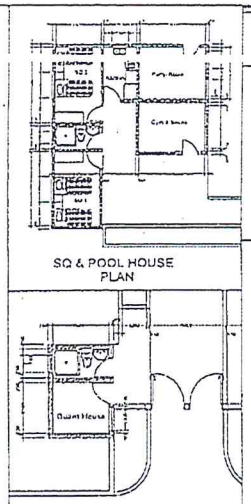


SECOND FLOOR [GYM] SCALE: 1:100[A3]

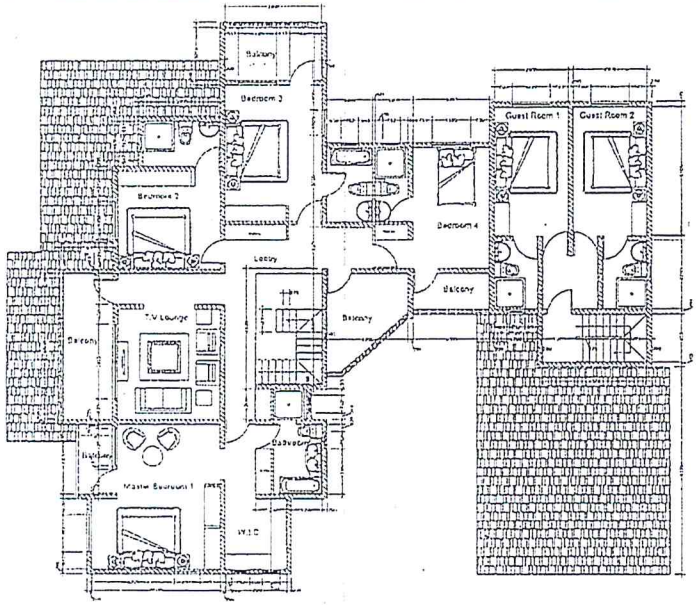
136M²



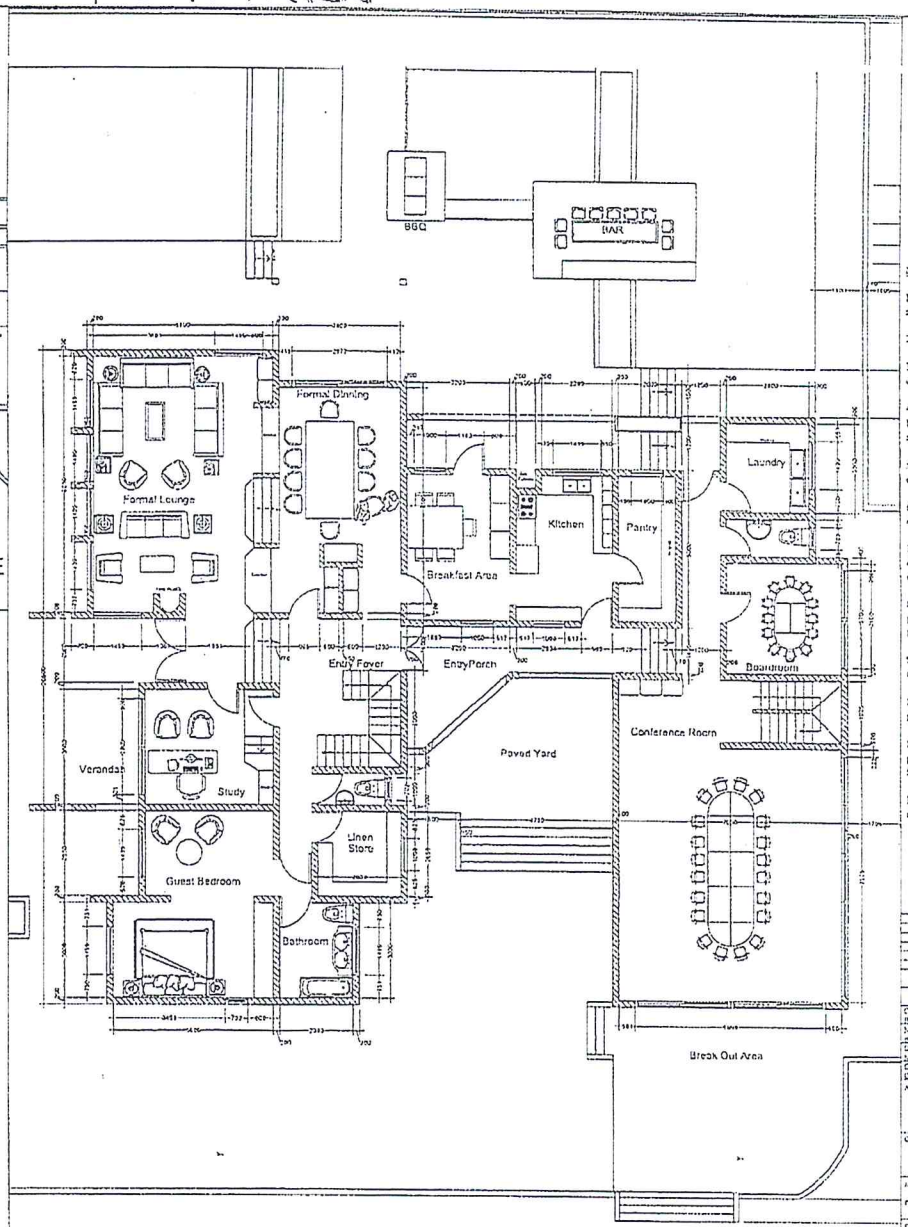
SITE LAYOUT



GUARD HOUSE PLAN



1st FLOOR PLAN



GROUND FLOOR PLAN

FINISHES No.

[illegible] and floor screed not less than [illegible] of fill as necessary.

2. 50mm thick 600mm x 600mm precast concrete paving slabs laid on and including 50mm sand bed and pointed in cement and sand paved walkways.

3. 3 coats of approved plastic emulsion paint to 13mm 1:2:3 cement sand lime mix plastered surfaces of internal wall/ceiling surface.

4. Heavy duty concrete block road finish to engineer's specifications.

NOTES

1. All dimensions in mm unless otherwise stated.

2. Only figured dimensions to be used.

3. all dimentions to be checked on site and any discrepancies referred to the architect.

4. All foundations to be carried to firm ground bottom to structural engineer's inspection and approvals.

5. All reinforced concrete works to be structural engineer's details and specifications.

6. All drain pipes passing under the slab to be encased in 150mm thick concrete.

7. P.V covered permanent ventilation above doors and windows openings where shown except toilets and bathroom doors.

8. D.P.C damed damp proof course to be provided on all walls at least 150mm above ground level.

9. All soil vent pipes to be provided with dome on top.

10. NCC water meter to be 300mm abouve ground level.

11. 75mm diameter rain water down pipes to be provided with rain water trough off shoe away from the wall.

12. All drains and plumbing works to be constructed according to NCC by laws.

	REFERENCE DRAWINGS
C.O.L Hyuma B.Arch. M.A.A.K	CHIEF ARCHITECT
M.N Wanyoike B.Arch. M.A.A.K	DESIGN ARCHITECT
Drawn by M.N Wanyoike	MAY
Checked by C.O.L Hyuma	2018

Architect
CHIEF ARCHITECT
NATIONAL HOUSING CORPORATION
P.O BOX 30297-00100
NAIROBI

Client
NATIONAL HOUSING CORPORATION
P.O BOX 30297-00100
NAIROBI

Job Title
PROPOSED GOVERNOR'S RESIDENCE

Drawing Title
WORKING DRAWINGS PLANS

H.B.D No.

Drawing No.
HB/2018/GRD

GOVERNOR RESIDENCE DRAFT / DEPUTY GOVERNOR PROPOSAL – MAY 2018

Description Proposal by Arch. Hariz

Summary

Plinth area : 375 m.sq

1st floor area : 260m.sq

Attic : 25 m.sq

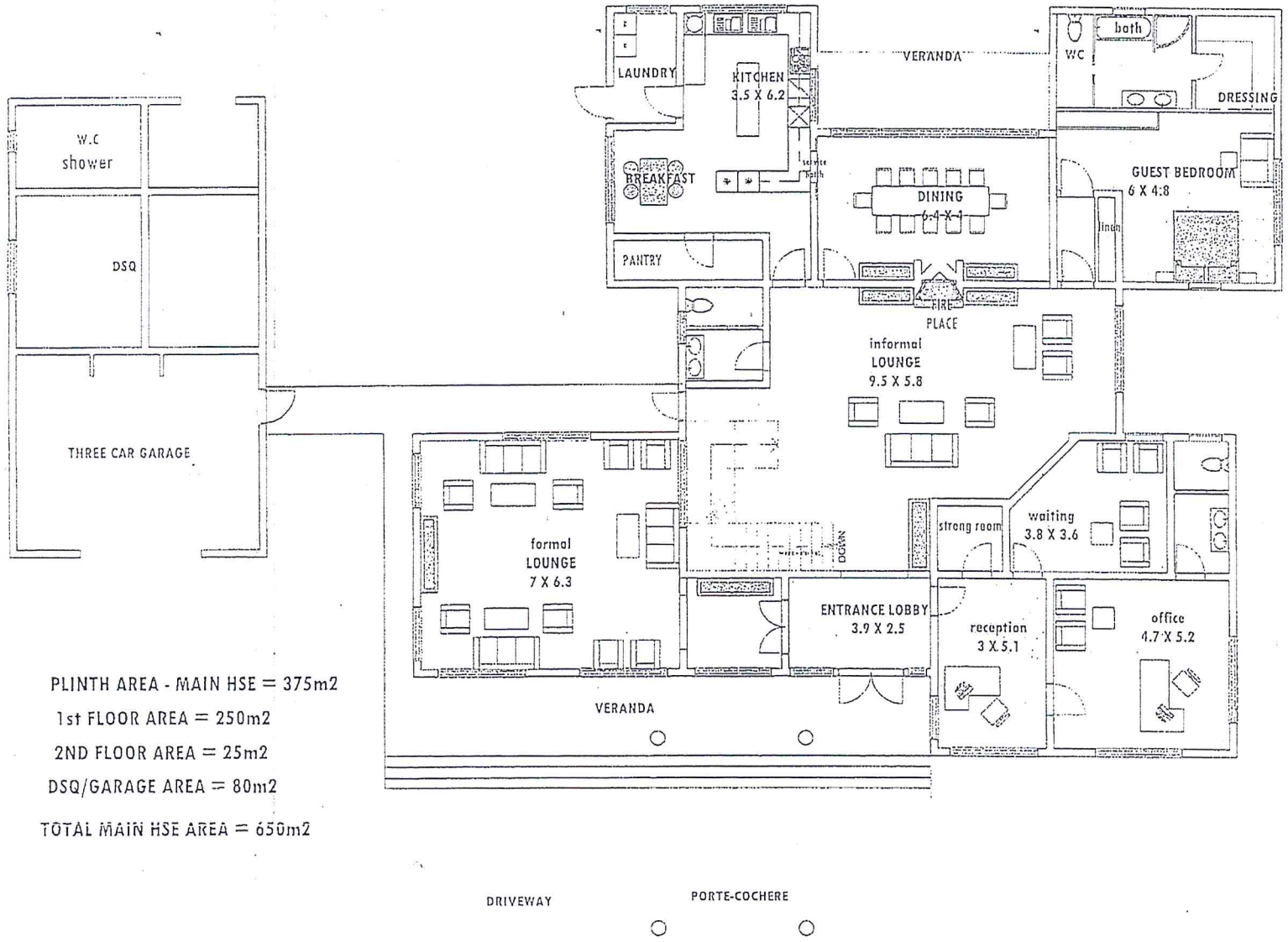
Garage & DSQ : 80m.sq

Total Main House area : 655m.sq

A. Ground Floor Layout:
1. Entry foyer
2. Reception Waiting area
3. Office and Strong room
4. Formal Lounge
5. Informal lounge
6. Dining
7. Guest Room (ensuite & dressing area)
8. Kitchen, Dhobi & Pantry
9. Cloakroom
10. Verandas
11. Garage & DSQ

B. 1st Floor Layout
1. Family Lounge
2. Master Bedroom (ensuite & dressing)
3. Study
4. Bedroom 1 (ensuite & dressing)
5. Bedroom 2 & 3 (incl. dressing each & shared wc/bath)
6. Cloakroom
7. Balconies

C. Attic Layout
1. Gym



PLINTH AREA - MAIN HSE = 375m2

1st FLOOR AREA = 250m2

2ND FLOOR AREA = 25m2

DSQ/GARAGE AREA = 80m2

TOTAL MAIN HSE AREA = 650m2

nhc

Nyongesa C.M. B.Arch.(Hons) M.A.A.K(A)	CHIEF ARCHITECT
Hanz Khadia B.Arch.(Hons)	DESIGN ARCHITECT
Drawn: Hanz Khadia	MAY 2018
Checked: Nyongesa C.M.	

Architect
CHIEF ARCHITECT
NATIONAL HOUSING
CORPORATION

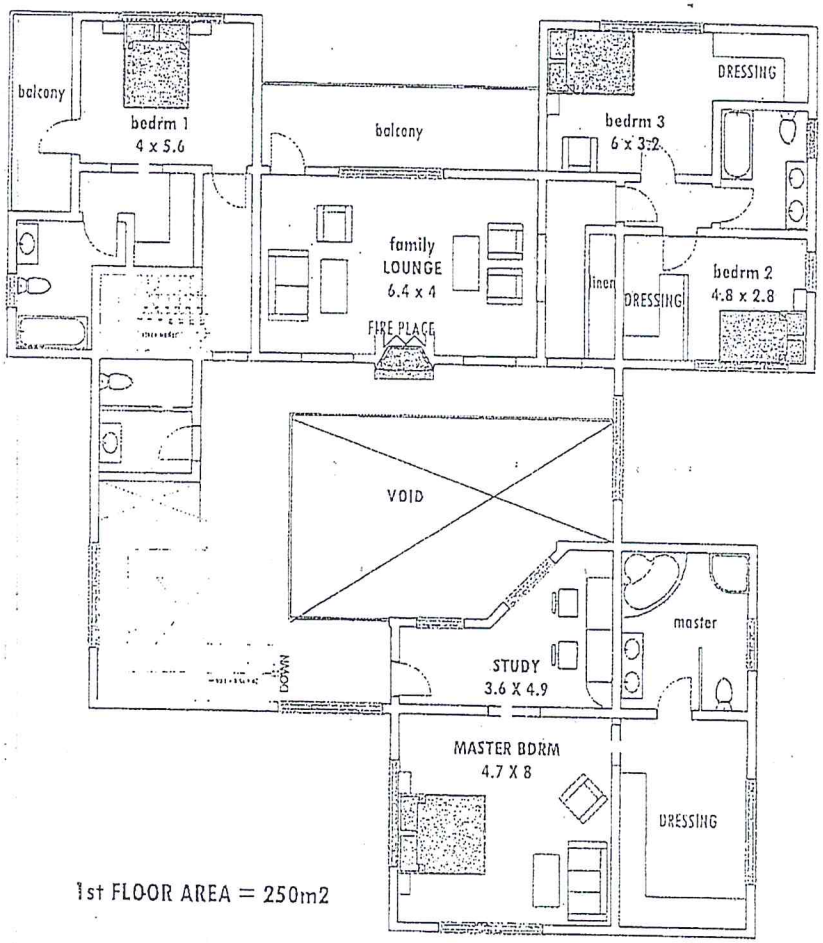
Client

Signature

Job title
TYPICAL GOVERNOR RESIDENCE

Drawing title
DRAFT OUTLINE PROPOSAL
PLANS : GROUND

Scale



1st FLOOR AREA = 250m2

Nyongesa C.M. B.Arch(Hons) DIP M.A.A.S(K)	CHIEF ARCHITECT
Hafiz Khadio B.Arch(Hons)	DESIGN ARCHITECT
Drawn by Hafiz Khadio	MAY 2018
Checked by Nyongesa C.M	

Architect
CHIEF ARCHITECT
NATIONAL HOUSING CORPORATION

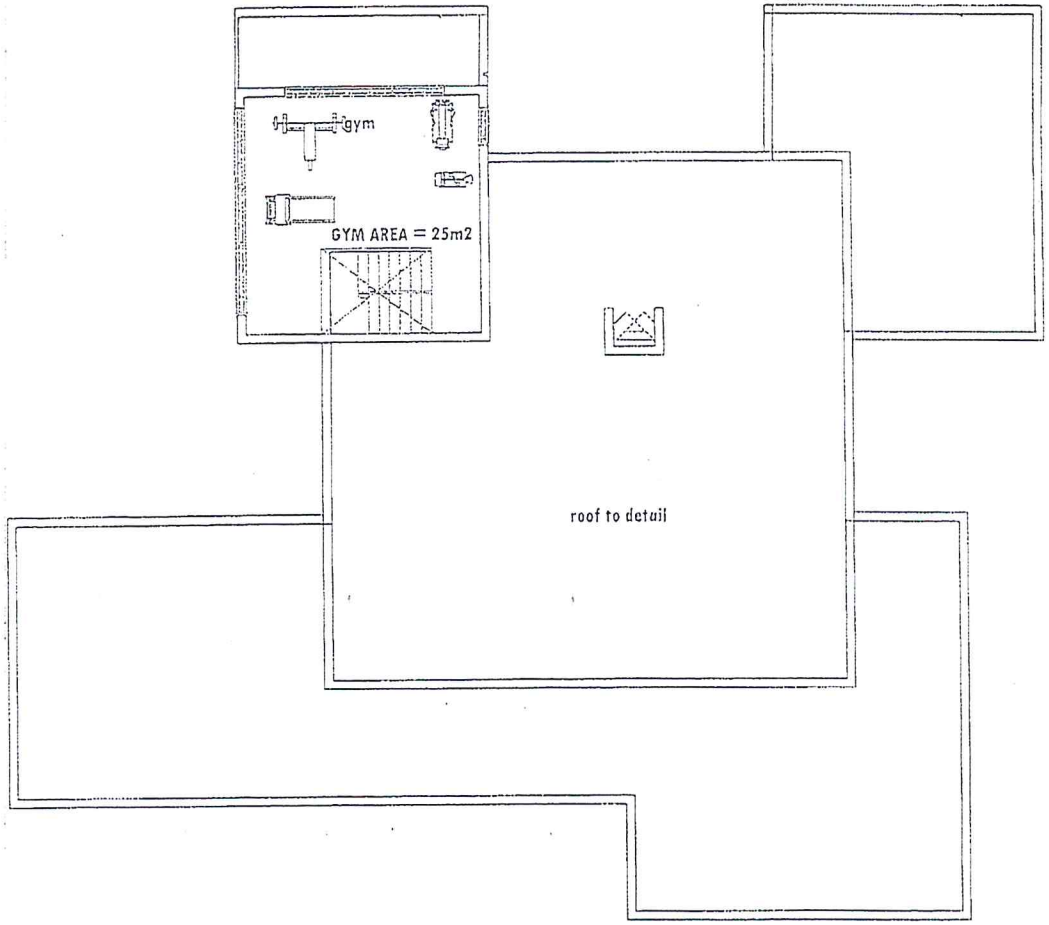
Client

Signature

Project Title
TYPICAL GOVERNOR RESIDENCE

Drawing Title
DRAFT OUTLINE PROPOSAL

SCALE 1:100 on A1 original



Nyongesa C.M. B.Arch(Hons)(Nairobi) M.A.A.K.(A)	CHIEF ARCHITECT
Mary Khaoiu B.Arch(Nairobi)	DESIGN ARCHITECT
Drawn: Mary Khaoiu	MAY 2018
Checked: Nyongesa C.M.	

Architect
CHIEF ARCHITECT
NATIONAL HOUSING
CORPORATION

Client

Signature

Job Title
TYPICAL GOVERNOR RESIDENCE

Drawing Title
DRAFT OUTLINE PROPOSAL

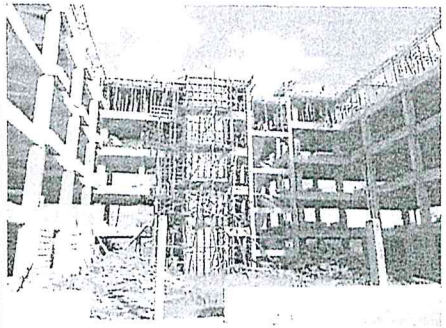
SCALE 1:150

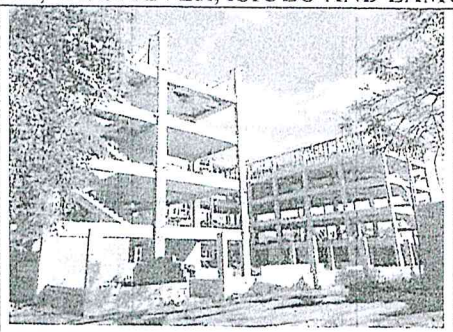
ITEM	DESCRIPTION	SHS	CTS
	PROPOSED TYPICAL GOVORNER'S RESIDENCE		
	SUMMARY		
	DESCRIPTION		
	PRELIMINARIES	1,350,000	
1	SUBSTRUCTURE	3,900,000	
2	REINFORCED CONCRETE STRUCTURE	4,250,000	
3	WALLING	3,050,000	
4	ROOFING	2,450,000	
5	DOORS	2,300,000	
6	WINDOWS	1,550,000	
7	FINISHES	7,000,000	
8	PAINTING AND DECORATIONS	200,000	
9	BALUSTRADES	320,000	
10	JOINERY AND FIXTURES	500,000	
11	PLUMBING AND DRAINAGE	1,000,000	
12	ELECTRICAL INSTALLATIONS	1,000,000	
	TOTAL FOR 1 NO. PROPOSED GOVERNOR'S RESIDENCE	28,870,000	
	BOREHOLE, OVERHEAD TANK AND TREATMENT PLANT	2,500,000	
	PARKING AND DRIVEWAY	4,000,000	
	GRAND ENTRANCE, GUARD HOUSE AND GATES	1,500,000	
	SEPTIC TANK AND FOUL WATER DRAINAGE	1,500,000	
	BOUNDARY WALLING AND ELECTRIC FENCE	4,000,000	
	POWER SUPPLY	500,000	
	WATER RETICULATION	500,000	
	LANDSCAPING	200,000	
	CONTINGENCIES	2,000,000	
	TOTAL AMOUNT FOR PROPOSED TYPICAL GOVERNOR'S RESIDENCE KShs.	45,570,000	
	TOTAL COST PER SQUARE METRE	56,963	

PUBLIC WORKS INITIATIVE IN COUNTY INFRASTRUCTURE DEVELOPMENT

COUNTY HEADQUARTERS IN NO.5 COUNTIES: NYANDARUA, THARAKA NITHI, TANA RIVER, ISIOLO AND LAMU STATUS REPORT July 2018

Front elevation/ entrance view

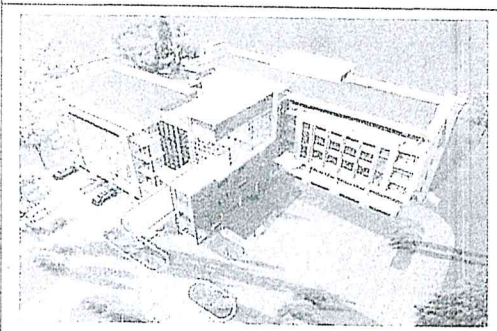




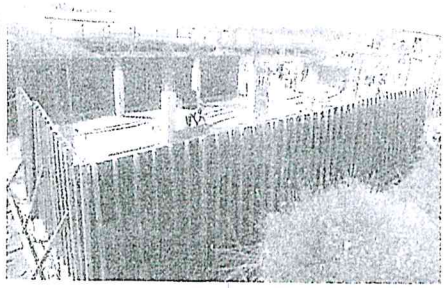
Ongoing frame four stories strucuture

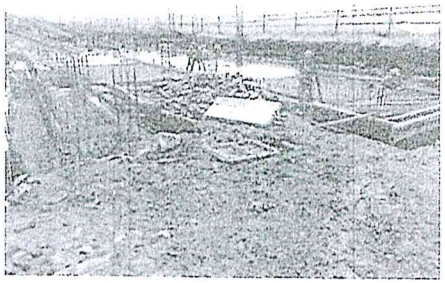
ONGOING COUNTY HEADQUARTERS AT KATHWANA THARAKA NITHI COUNTY

Project scope	3 winged 4 stories office block
Main Contractor	**M/S Terra craft (K) Ltd** P.O. Box 45001-00100 NRB
Cost	Kshs 366 823 802.56
Amt certified	Kshs 142,608,195.00
Status	60% superstructure ongoing on 4th level
Floor Area	Total 6800 M^2
To accommodate	500 - 600 officers



Aerial view of the 2 wing 5 storiesof ongoing office block

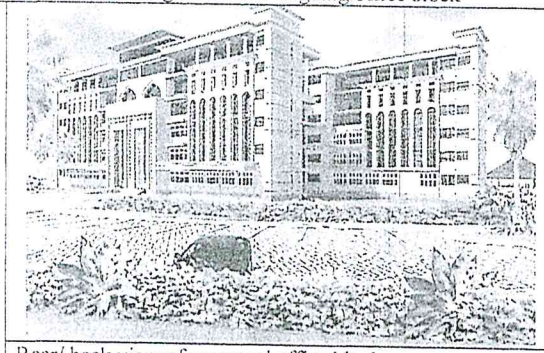




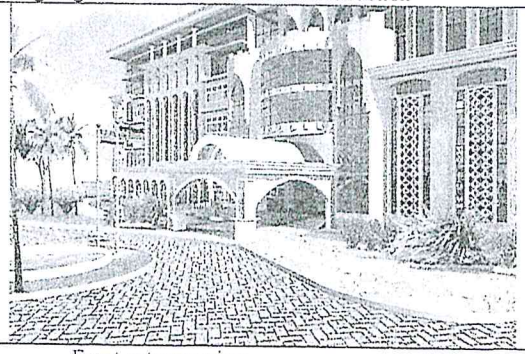
Ongoing basement /sub structure construction

ONGOING COUNTY HEADQUARTERS AT OLKALAO NYANDARUA COUNTY

Project scope	2 winged 5 stories office block
Main Contractor	M/S HIGH POINTAGENCIES P.O.Box 8460 -00200 Nairobi
Cost	Kshs 617 644 564.00
Amt certified	**Kshs 28,381,981.15**
Status	20% Substructure Ongoing
Floor Area	Total 8700 M^2
To accommodate	500-600 Officers



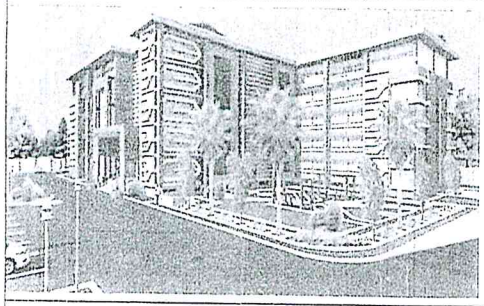
Rear/ back view of proposed office block



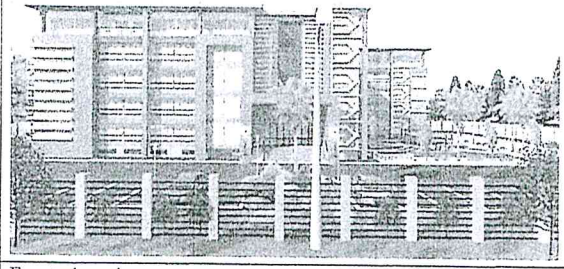
Front entrance view

PROPOSED COUNTY HEADQUARTERS AT ISIOLO COUNTY

Project scope	2 winged 6 stories office block with part basement. Gazebo, 100 parking spaces. Two gates. Landscaping, Bore hole. High and low level water tanks and perimeter fence.
Main Contractor	DWG International
Cost	Kshs 870,708,404.35
Status	Awaiting official site hand over to Main contractor by the Project Manager; Works Secretary
Floor Area	Total 9900 M^2
To accommodate	500 -600 Officers



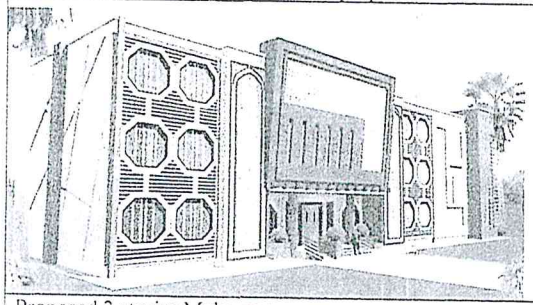
Front perspective of proposed office block



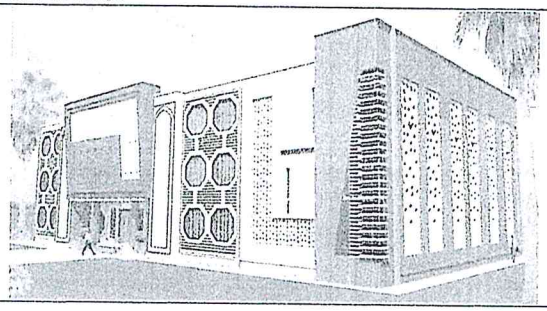
Front elevation

PROPOSED COUNTY HEADQUARTERS AT TANA RIVER COUNTY

Project scope	2 winged 5 stories office block, perimeter wall, public gazedo, public toilet block, generator house and civil works
Social Impact	Improve government working environment and service delivery to the public
Cost	Kshs 900 Million
Status	Documentation complete awaiting tender
Floor Area	8700M^2
To accommodate	500 -600 Officers

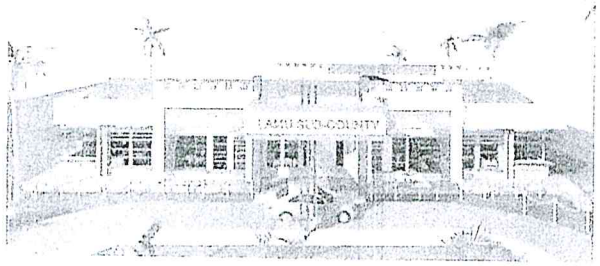


Proposed 3 stories Mokowe annex

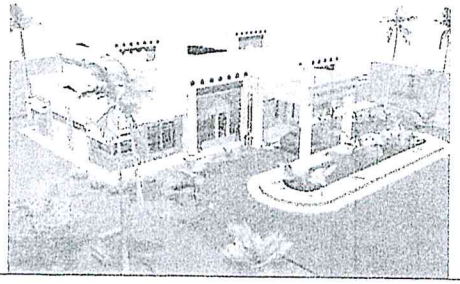


PROPOSED COUNTY ANNEX HEADQUARTERS AT MOKOWE LAMU COUNTY

Project scope	3 stories office block
Social Impact	Improve government working environment and service delivery to the public
Main Contractor	Not Awarded
Cost	Estimates Kshs 400 Million
Status	Documentation complete
Floor Area	2100M^2



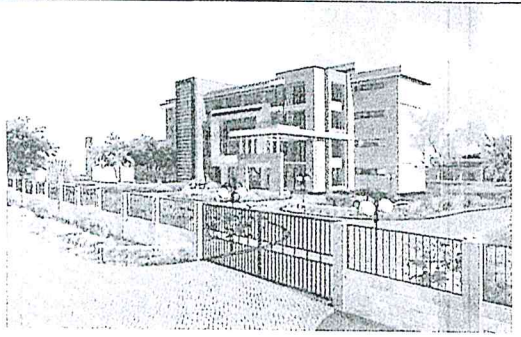
Proposed Sub county design for Faza and Hindi



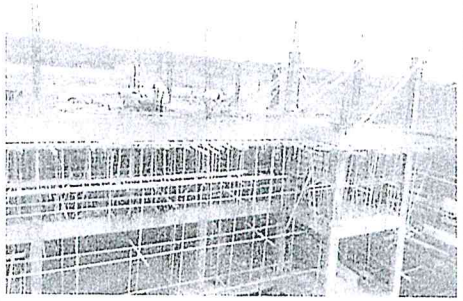
PROPOSED SUB COUNTY HEADQUARTERS AT FAZA AND HINDI LAMU COUNTY

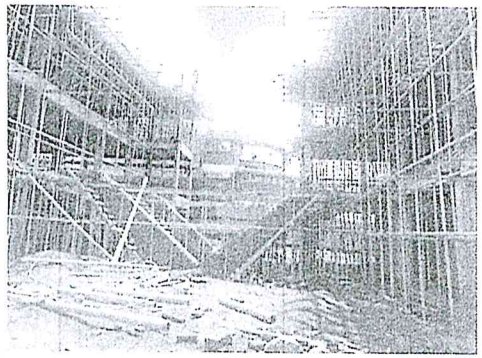
Project scope	Single story office block
Social Impact	Improve government working environment and service delivery to the public
Cost Hindi	Estimate Kshs 200,790,251.36
Cost Faza	Estimate Kshs 211,801,246.36
Status	Tender evaluation ongoing
Floor Area	700 M^2 for each sub county
To accommodate	50-75 officers each sub county

1. COUNTY ASSEMBLY IN NO.3 COUNTIES: NYANDARUA, BOMET, MARSABIT



3 D rendering

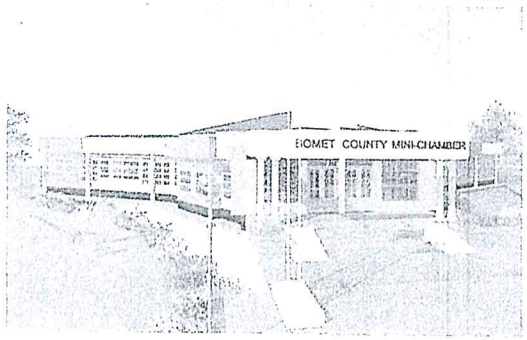




3rd floor slab reinforcement fixing

COUNTY ASSEMBLY OFFICES AT NYANDARUA COUNTY

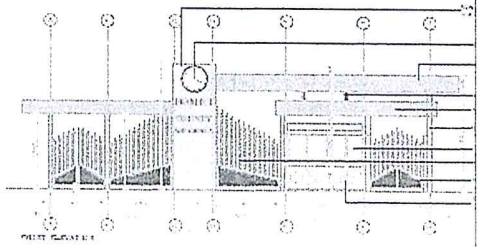
Project scope	Office Block For County Assembly Of Nyandarua
Social Impact	Improve government working environment and service delivery to
Cost	Kshs 442,216,470
Status	30% done 3rd floor slab casing
Floor area	4,700 M^2
To accommodate	200-300 Officers



3 D rendering

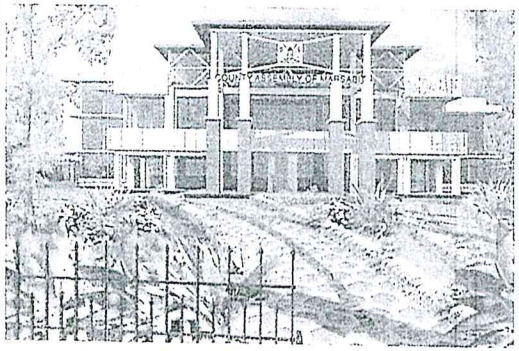
PROPOSED CONSTRUCTION OF MINI-CHAMBER FOR BOMET COUNTY ASSEMBLY

Project scope	Single story Mini-Chamber and Assembly offices
Social Impact	Improve government working environment and service delivery to the public
Cost	Kshs. 65,693,531.80
Status	Commenced
Floor area	650 M^2
Capacity	35 No. MCA assembly capacity

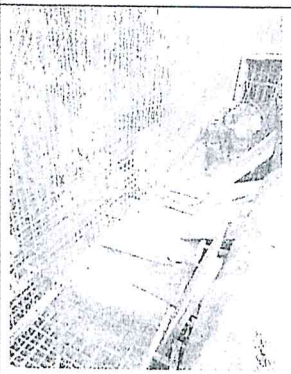


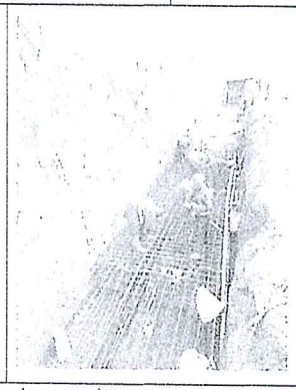
PROPOSED BOUNDARY WALL AND TWO UNITS GATE HOUSES FOR BOMET COUNTY ASSEMBLY

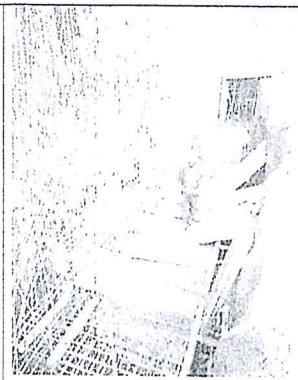
Project scope	Two gate houses and boundary wall to secure County Assembly compound
Social Impact	Improve government working environment and service delivery to the public
Cost	Kshs. 31,955,378.00
Status	Commenced



3-D rendering



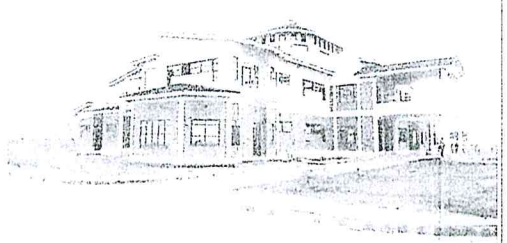
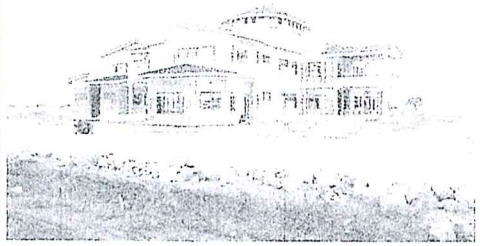




Sub structure reinforcement fixing and concreting

COUNTY ASSEMBLY OFFICES AND CHAMBERS AT MARSABIT COUNTY

Project scope	Chamber and Assembly offices
Social Impact	Improve government working environment and service delivery to
Cost	Estimate 353,300,000.00
Status	Sub-structure ongoing
Floor area	2,900M^2
Capacity	

GOVERNOR'S RESIDENCE NO.1 TANA RIVER COUNTY			
			**GOVERNOR'S RESIDENCE, TANA RIVER COUNTY: HOLA Phase I** Project scope: Governor's residence i.e. two level 6 bedroom house Social Impact: Improve Governor's living environment and service delivery to the public Cost: Kshs. 154,372,240.00 Status: Phase I Complete Floor area: 1000M^2
Entrance view	Side view	Side/ entrance view	

MINISTRY OF TRANSPORT, INFRASTRUCTURE, HOUSING,
URBAN DEVELOPMENT & PUBLIC WORKS
State Department for Public Works
Office of the Principal Secretary

Works Building,
Ngong Road, Nairobi
www.publicworks.go.ke

P.,O. Box 30743 - 00200
Tel +254 (0) 20 272 3101
Fax +254 (0) 20 272 4504
Email: info@publicworks.go.ke

Ref: PW/A/200/109/86

31st July, 2018

H. E. Hon. Francis Kimemia
Governor
County Government of Nyandarua
P. O. Box 701-20303
Ol Kalou

Dear

PROPOSED COUNTY INFRASTRUCTURE EXPENDITURE LIMITS

Following a meeting on 11th July, 2018, with the Standing Senate Committee on Finance and Budget on County Infrastructure facilities, expenditure limits for County Headquarters, Governor's, Deputy Governor's and Speaker's Residence were agreed upon. This decision was also arrived at upon reflecting on the earlier guidelines of the Select Committee of Senate and Budgetary guidelines from the National Treasury.

A further meeting with the Commission on Revenue Allocation (CRA) on 30th July, 2018 at their offices on the County Chambers and Offices also set the limits for the three (3) types of County Chambers and Offices.

The proposed expenditure limit will accommodate the total built up area, mechanical and electrical works and external facilities i.e. perimeter fence, civil works, public toilet block, and are tabulated herein below:

S. No.	Project		Estimated Cost (Kshs)
1.	County Headquarters		500,000,000
2.	Governor's Residence		45,000.000
3.	Deputy Governor's Residence		35,000,000
4.	Speaker's Residence		35,000,000
County Assembly			
Category	Chambers	MCA Offices	Total (Kshs)
Type 1	200,000,000	200,000,000	400,000,000
Type 2	250,000,000	250,000,000	500,000,000
Type 3	400,000,000	350,000,000	750,000,000

As per the signed Memorandum of Understanding (MOU), the cost will be shared in the ratio of 70:30 whereby the County Government of Nyandarua will cater for 30% and the National Government, through State Department of Public Works will cater for 70% of the total cost for the County Headquarters.

We do note that the contract sum for your County Headquarter is **Kshs. 617,644,564.15 (as awarded)** which is beyond the set guidelines as given by the Select Committee of Senate. We recommend that you adjust the contract sum by omitting the items/works as given in the attached schedule (Financial Appraisal No. 2 - Sheet A3/1). The omission of the above works will bring the revised contract sum to **Kshs, 495,759,442.03** in conformity with the said guidelines.

In accordance with the recommended expenditure ratio of 70:30 between National Government and County Government this translates to **Kshs. 333,031,609.42** from the National Government and **Kshs. 142,727,832.61** from the county Government.

You are therefore required to adjust your expenditure for the facilities to fit within the above indicated budgets by re-negotiating your existing contract with the contractor to reflect the changes as indicated in **Sheet A3/1.**

Yours

Prof. Arch. Paul M. Maringa [PhD], CBS, Corp. Arch, MAAK, MKIP
PRINCIPAL SECRETARY

Encl.

Copy to:

The Chairman
Parliamentary Service Commission
P. O. Box 41842-00100
NAIROBI

Commission Secretary
Commission on Revenue Allocation (CRA)
P. O. Box 13100-00200
NAIROBI (Attn: Mr. James Katule)

N. O. O.

Cabinet Secretary
Ministry of Transport, Infrastructure, Housing
Urban Development and Public Works
NAIROBI

Chief Architect
Chief Quantity Surveyor
Chief Engineer (S)
Chief Engineer (E)
Chief Engineer (M)

SALARIES AND REMUNERATION COMMISSION (SRC)

HOUSING FOR GOVERNORS, DEPUTY GOVERNORS AND SPEAKERS OF COUNTY ASSEMBLY

BACKGROUND/ISSUE

The Kenya Gazette Notice of 1st March 2013 by the Salaries and Remuneration Commission (SRC) made provision that the State should provide housing benefit to designated State Officers including the Governors and Speakers of County Assemblies. It was stipulated that the benefit will not be provided in form of house allowance but as housing benefit/official residence. However, the Commission noted that most Counties do not have official residences to house the two state officers, and therefore residential houses for Governors and Speakers have to be leased by respective County Governments.

In ascertaining the rental value of the houses, SRC advised that Counties should be guided by the Ministry of Public Works. The Commission further advised that rental payments should be made directly to the house owner.

The requirement for Counties to lease houses for their Governor and Speaker is prone to abuse and exaggeration of rental values beyond the prevailing market rental rate. The Commission undertook a study to obtain the market rental prices of houses befitting the Governors and Speakers across counties. The study informs the setting of rent ceilings payable for Governors' and County Assemblies Speakers' residential houses.

SITUATION ANALYSIS

The Commission assumed that the standard of housing provided to the former Provincial Commissioners (PC) is of a stately nature befitting the Governor and Speaker. The Ministry of Land, Housing and Urban Development provided the 2001 rental values of the official residences occupied by the former Provincial Commissioners as shown in table 1.

Table 1: Rental Value of the Official Residence for Former Provincial Commissioners

No.	County	No. of Rooms	Monthly Rental Value in Kshs. As at 2001	Estimated Monthly Rental Value in Kshs. As at 2014[1]
1.	Embu	4	25,000	65,000
2.	Kakamega	7	28,000	73,000
3.	Nakuru	4	35,000	91,000
4.	Garissa	7	10,000	26,000
5.	Nyeri	9	36,000	94,000
6.	Kisumu	7	48,000	125,000
7.	Mombasa	8	50,000	131,000

[1] The 2001 prices adjusted for inflation to 2014

No.	County	No. of Rooms	Monthly Rental Value in Kshs. As at 2001	Estimated Monthly Rental Value in Kshs. As at 2014[1]
8.	Nairobi	4	60,000	157,000

Source: Ministry of Land, Housing and Urban Development; and SRC's Computation, 2015

From table 1, the following observed:

1. The former PCs' official residents have 4-9 rooms that includes: a servant quarter, a guest wing, a garage, a meeting room, and the house sits on at least two acres;
2. The rental value as at 2001 varies from County to County, with the least expensive being Kshs.10,000/= in Garissa and the most expensive being Kshs.60,000 in Nairobi; and
3. The rental value adjusted for inflation to 2014 varies from a minimum of Kshs.26,000 for Garissa to a maximum of Kshs.157,000 for Nairobi.

Respective County Directors of Housing provided market rental values of houses similar to former PCs official residence in respective Counties. Twenty Nine (29) County Directors provided the market rental prices. The County Directors of Housing also provided the rent paid for Governors' and Speakers' housing in their respective counties.

From the analysis, the following observations were made:

1. Nandi, Elgeyo Marakwet, West Pokot, Homabay and Tharaka Nithi Counties do not have houses comparable to the former Provincial Commissioners' residences. The Governors for Nandi and Elgeyo Marakwet reside in Eldoret (Uasin Gishu County), while the Governor for West Pokot resides in Kitale, Trans Nzoia County. The Governor for Homabay and Tharaka Nithi live in own homes.
2. Nairobi County has the highest rental prices for houses befitting both the Governors and County Speakers (Kshs.200,000-500,000) followed by Kiambu County (Kshs.150,000-450,000), Mombasa County (Kshs.130,000-300,000), Uasin Gishu County (Kshs.135,000-200,000) and Kwale (Kshs.120,000-220,000).
3. Lamu County pays the highest rent for its Governor at Kshs.250,000 per month whereas Kirinyaga and Nyamira Counties pay the lowest rent for its Governor, each paying Kshs.50,000 per month.
4. With respect to Speakers' housing, Nandi and Lamu Counties pay the highest monthly rent, each county paying Kshs.110,000. Migori pays the lowest monthly rent for its speaker at Kshs.28,000 per month.

LESSONS LEARNT FROM OTHER COUNTRIES

The Commission reviewed practices of other countries in regard to housing for Governors and Speakers as follows:

a) United States

The United States provide official residence to Governors. Currently, 44 out of 50 States have official gubernatorial residences.

b) Canada

Speaker of the Senate is paid $3,000 as residence allowance while the Speaker of House of Commons does not receive such benefit.

c) Rwanda

Speakers and Governors of Provinces receive an accommodation allowance and a once-off grant for home equipment.

Rental ceiling for the Governor and Speakers' Residential House

On 24th October 2016, the Commission communicated rental ceiling for the Governor's and speaker's official residence as follows:

Governors

i) Rental ceiling of Kshs. 200,000 per a month for Nairobi, Mombasa and Kisumu County Governors; and

ii) Rental ceiling of Kshs. 100,000 per a month for Governors in other Counties.

Speakers

i) Rental ceiling of Kshs. 150,000 per a month for Nairobi, Mombasa and Kisumu County Speakers; and

ii) Rental ceiling of Kshs. 75,000 per a month for Speakers in other Counties.

The Commission advised Counties to prioritize construction of official residences for the two officers in the 2018/2019 fiscal year. The commission directed that the option of paying rent for official residence of the Governor and County Assembly Speaker to cease by **30th June 2019**.

DEPUTY GOVERNORS

On 7th July 2017, the Commission reviewed the remuneration and Benefits for State Officers in County Governments through a gazette notice No. 6518. The County Governor and the Deputy Governor were each conferred with official residence as one of their benefits. The Commission advised that the contents of the letter communicated on 24th October 2016 about the Governors' rent ceiling to continue being observed.

The rent ceiling for the Deputy Governors' residence were communicated in a letter dated 25th August 2017 as follows:

Rental Ceiling for Deputy Governors

i) Rental ceiling of Kshs. 185,000 per a month for Nairobi, Mombasa and Kisumu County Deputy Governors; and

ii) Rental ceiling of Kshs. 90,000 per a month for Deputy Governors in other Counties.

The Commission advised Counties to prioritize construction of official residences for the Deputy Governor in the 2018/2019 fiscal year. The Commission directed that the option of paying rent for official residence of the Deputy Governor to cease by **30th June 2019**.

Implementation of Housing Benefits for Designated County State Officers

The Commission undertook a study on Wage Bill Management and the level of compliance by Counties to SRC circulars. The exercise was conducted between 18th June 2018 and 28th June 2018 and it covered 32 County Governments.

The study established that Counties had set aside varying amounts of budget for the construction of official residents for the said State Officers. For example the amount set aside for the construction of the Governors' official residence varies **from Kshs. 100 million to Kshs. 250 million**. The Counties had set aside these funds without input from the Ministry of Public works on design and bills of quantities. These projected construction costs without technical inputs from public works is open to abuse.

Conclusion

i) The incoming Commission to consider removing the option of construction of house for the said state officers so that counties can continue leasing houses for Governors,

Deputy Governors and Speakers, at the prevailing market rate, within the SRC set ceiling;

ii) Counties to consult the Ministry of Public Works to develop a standard design and estimated cost for constructing the said houses. This is the Process the Commission expected Counties to take before setting aside funds for constructing the houses.

MINUTES OF THE 36TH MEETING OF THE SENATE STANDING COMMITTEE ON FINANCE & BUDGET HELD ON WEDNESDAY, 27TH JUNE, 2018 AT COUNTY HALL, GROUND FLOOR BOARDROOM, PARLIAMENT BUILDINGS AT 10.30 AM.

PRESENT

1. Sen. (Eng) Mohamed M. Mahamud, CBS, MP - Chairperson
2. Sen. (Dr) Isaac Mwaura, CBS, MP - Vice Chairperson
3. Sen. Wetang'ula Moses Masika, EGH, MP - Member
4. Sen. Boniface Mutinda Kabaka, MP - Member
5. Sen. CPA Farhiya Haji, MP - Member

ABSENT WITH APOLOGY

1. Sen. Mutula Kilonzo Junior, MP - Member
2. Sen. (Dr) Rose Nyamunga, MP - Member
3. Sen. Aaron Cheruiyot, MP - Member
4. Sen. (Dr) Ali Abdullahi Ibrahim, CBS, MP - Member

IN-ATTENDANCE — SENATE SECRETARIAT

1. Mr. Christopher Gitonga - Clerk Assistant
2. Ms. Julie Mwithiga - PBO
3. Mr. Elly Atamba - Research Officer
4. Ms. Winnie Atieno - Audio Officer

IN-ATTENDANCE — COMMISSION ON REVENUE ALLOCATION

1. Dr.Jane Kiringai - Chairperson
2. Mr. Humphrey Wattanga - Vice Chairperson
3. Mr. Kishanto Ole Suuji - Commissioner
4. Prof. Edward Oyugi - Commissioner
5. Mr. George Ooko - Commission Secretary
6. Mr. James Katule - Director, Fiscal Affairs
7. Ms. Jecinter Hezron - PA to Chairperson
8. Ms. Jane Maingi - Fiscal Analyst

MIN. NO. 166/6/2018: PRAYERS

The Chairperson called the meeting to order at 10.45 a.m and welcomed the members. This was followed with a word of prayer.

MIN.NO. 167/6/2018: ADOPTION OF THE AGENDA

The agenda of the meeting was adopted after it was proposed by Sen. CPA Farhiya Haji and seconded by Sen. Sen. Boniface Mutinda Kabaka.

MIN. NO. 168/6/2018: CONFIRMATION OF MINUTES

a) The minutes of the 30th meeting held on Tuesday, 15thMay, 2018 at 10.00 am were confirmed as a true record of the proceedings of the Committee after they were proposed by Sen. CPA Farhiya Haji and seconded by Sen.Boniface Mutinda Kabaka.

b) The minutes of the 31st meeting held on Wednesday, 16th May, 2018 at 10.00 am were confirmed as a true record of the proceedings of the Committee after they were proposed by Sen. Boniface Mutinda Kabaka and seconded by Sen. CPA Farhiya Haji.

c) The confirmation of Minutes of the 32nd 34th and 35th meetings was deferred.

MIN. NO. 169/6/2018: MEETING WITH COMMISSION ON REVENUE ALLOCATION (CRA)

The Chairperson welcomed the CRA and allowed a round of introductions. Thereafter, he welcomed the Commission to make the presentation.

The Commission informed the Committee that-

a) the purpose of the meeting was to draw the attention of the Committee to the ongoing non-core infrastructure projects in the counties. The commission had noted that counties were concentrating their funds on infrastructure projects such as:
   i) County headquarters
   ii) Governors and deputy governors' residences
   iii) County assembly chambers and office blocks
   iv) Speakers residences

b) The county governments' action was informed by Gazette Notice No. 6518 and circulars no. SRC/TS/CGOVT/3/61 dated 24th October 2016 and SRC/TS/CGOVT/3/61 VOL.IV (45) dated 25th August, 2017 from Salaries and Remuneration Commission (SRC),

c) The gazette issued guidelines on the housing benefit for County Assembly Speakers, County Governors and their deputies. Further, the circular directed all counties to ensure they have constructed residences for these state officers by 30th June, 2019,

d) The SRC Gazette notice contradicted the CRA circular No. 5 of 2015 dated 19th May, 2015 which advised the county governments to focus on the core area of development and make budgetary provisions for non-core projects over a period of 5-10 years,

e) The projected cost estimates for the projects as provided by the Ministry of Transport, Housing and Urban Development were as follows-

i) County Assembly Chambers – Kshs. 727,739,000.
ii) County Offices/ headquarters – Kshs. 424,539,000
iii) Governor's residence – Kshs. 267,980.000
iv) Deputy Governor's residence Kshs. 174,250,000
v) Speaker's residence – Kshs. 174,250,000
vi) Clerks' residence – Kshs. 174, 250,000

Total 1,943,008,000 expenditures per county

f) The CRA engaged the ministry on the estimates provided and adjustments were made to the cost as follows-
   i) County Offices/ headquarters – Kshs. 500,000,000
   ii) Governor's residence – Kshs. 45,000,000
   iii) Deputy Governor's residence Kshs. 35,000,000
   iv) Speaker's residence – Kshs. 35,000,000

g) The county Assemblies would be categorized into four based on the numbers as below-
   i) Category I - Ranging 1-30 Members
   ii) Category II - Ranging 31-60 Members
   iii) Category III - Ranging 61-90 Members
   iv) Category IV - Ranging 91-150 Members

h) Proposed designs were developed which would be modified to suit the specific area but within the budgetary provisions,

i) However, some counties had budgetary provisions for the projects using the earlier projected costs.

j) For the FY 2018/19 some of counties with extreme provisions were as follows-

County	Governor's Residence (in Millions)	Deputy Governor's Residence (in Millions)	Executive Head Quarters (in Millions)	Speaker's Residence (in Millions)	Assembly Offices (in Millions)
Kirinyaga	100				
Embu	75				335
Isiolo	60				
Kilifi		214		200	500
Nyandarua			800		442
Nairobi				130	400
UasinGishu				80	850
Garissa				75	
Bungoma					400
Samburu					320

k) The directive to initiate and complete the projects within one (1) financial year was not prudent financially,

l) Residents of different counties had raised concerns over the budgetary provisions meant for construction of county state officers' residences and

m) The CRA requested the Senate through the Committee to provide guidelines/recommendations on the matter since resources meant for service delivery in FY 2018/2019 would be utilized in non-core infrastructure projects.

The Committee observed that-

a) The timeframe provided was not adequate and County budgets provided a lump sum budget for the projects yet it was difficult to complete them in 12 months,

b) The protest by residents in different counties over proposed huge budgetary provisions for residences like Homa Bay Kshs. 150 m for Speakers House, Muranga Kshs. 350m for Governor, Deputy and Speaker's residences, Nyeri Kshs. 200m for Governors house, Kirinyaga Kshs. 100m for Governor's residence,

c) Counties ought to have taken over the facilities of the former municipal councils and county councils to ensure they did not suffer from inadequate chambers and offices,

d) There was need to catalogue the available facilities in the counties and the necessary gaps,

e) It was noted that some counties had constructed their headquarters and the cost was far below the estimates provided by other counties and

f) The nature of the projects (structural and scheme designs) needed to be scrutinised to ensure only the important facilities were provided.

The Committee resolved to have a joint consultative meeting with CRA and SRC on Friday, 29th June, 2018 at 9:00am.

MIN. NO. 170/6/2018: CORRESPONDENCE

The Committee considered the following letters and made resolutions as follows-

a) Kenya Association of Manufacturers (KAM) requesting for a meeting with the Committee – Harmonization of taxation in counties.

The Committee resolved that the meeting be postponed until the time the Committee will be deliberating on the proposed Own Source Revenue bill,

b) The National Treasury and Ministry of Planning - on collaboration towards achieving sustainable Development Goals,

The Committee resolved that communication be done to the ministry indicating that matters under ministry of planning were within the mandate of the Committee

c) Mr. Roy Tanga requesting for a meeting with the Committee on Developing a policy on Sovereign debt.

The Committee resolved to advise him to send a petition to Parliament in order to address the matter adequately.

MIN. NO. 171/6/2018: ANY OTHER BUSINESS

The following issues were discussed under any other business-

A. Participation in International Conferences-

The Committee raised concern on non-participation in international conferences during the financial year 2017/2018.

The Committee resolved to participate and conduct foreign study visits on budgeting for devolved governments and formulae for allocation of revenue.

B. Consideration of the County Statistics Bill-

Concern was raised over the pending completion of consideration of stakeholders' submissions on County Statistics Bill, 2018 yet the bill was scheduled for Second (2nd) Reading.

The Committee resolved to complete the consideration on Thursday, 28th June, 2018 at 9:00am thereafter, conduct the public hearing on Salaries and Remuneration Commission (Amendment) bill, 2018 on the same day at 10 am.

C. Consultative Meeting on Ward Development Fund Bill 2018-

The Committee was informed that there was a half day meeting on Wednesday, 4th July, 2018 called by the sponsor of the bill to consider County Wards Development Fund Bill, 2018.

The Committee raised concern on why the sponsor had organized the meeting inviting the same stakeholders who the Committee had invited during the public hearing. The Committee indicated that they were not privy to the agenda of the meeting and had no interest in attending since the report on the Bill was presented to the Senate.

MIN. NO. 172/6/2018: DATE OF THE NEXT MEETING & ADJOURNMENT

The Committee scheduled its meeting for the following week as follows

i) Tuesday, 3rd July, 2018 deliberate on proposed amendments on County Wards development fund bill,

ii) Wednesday, 4th July, 2018 consider the Controller of Budget report on Budget Implementation Review Report for the first half of Financial Year 2017/18,

iii) Thursday, 5th July, 2018 consider stakeholders' submissions on the Salaries and Remuneration Commission (Amendment) Bill, 2018

There being no any other business for consideration, the meeting was adjourned at 12:40 pm. The date of the next meeting was set for Thursday, 28th June, 2018 at 9.00 am.

SIGNATURE.....

(CHAIRPERSON: SEN. (ENG) MOHAMED MAALIM MAHAMUD)

DATE.....4/7/18.....

MINUTES OF THE 39TH MEETING OF THE SENATE STANDING COMMITTEE ON FINANCE & BUDGET HELD ON THURSDAY, 5TH JULY, 2018 AT COUNTY HALL, GROUND FLOOR BOARDROOM, PARLIAMENT BUILDINGS AT 11.00 AM.

PRESENT

1. Sen. (Eng) Mohamed M. Mahamud, CBS, MP - Chairperson
2. Sen. Mutula Kilonzo Junior, MP - Member
3. Sen. (Dr) Ali Abdullahi Ibrahim, CBS, MP - Member
4. Sen. Aaron Cheruiyot, MP - Member
5. Sen. (Dr) Rose Nyamunga, MP - Member
6. Sen. CPA Farhiya Haji, MP - Member

ABSENT WITH APOLOGY

1. Sen. (Dr) Isaac Mwaura, CBS, MP - Vice Chairperson
2. Sen. Wetang'ula Moses Masika, EGH, MP - Member
3. Sen. Boniface Mutinda Kabaka, MP - Member

A. IN-ATTENDANCE SENATE SECRETARIAT

1. Ms. Emmy Chepkwony - Principal Clerk Assistant
2. Mr. Christopher Gitonga - Clerk Assistant
3. Mr. Elly Atamba - Research Officer
4. Mr. Moses Kenyanchui - Legal Counsel
5. Ms. Winnie Atieno - Audio Officer

B. IN-ATTENDANCE COMMISSION ON REVENUE ALLOCATION (CRA)

1. Mr. James Katule - Director, Fiscal Affairs
2. Ms. Meimuna Mohammed
3. Ms. Kajuju Venecity
4. Ms. Jane Maingi

C. IN-ATTENDANCE SALARIES AND REMUNERATION COMMISSION (SRC)

1. Ms. Anne Gitau - CEO
2. Mr. George Okioma

MIN. NO. 183/7/2018: PRAYERS

The Chairperson called the meeting to order at 11.05 a.m and welcomed the members. This was followed with a word of prayer.

MIN.NO. 184/7/2018: ADOPTION OF THE AGENDA

The agenda of the meeting was adopted after it was proposed by Sen. (Dr.) Ali Abdullahi Ibrahim and seconded by Sen. CPA Farhiya Haji.

MIN. NO. 185/7/2018: MEETING WITH SALARIES AND REMUNERATION COMMISSION (SRC) AND COMMISSION ON REVENUE ALLOCATION (CRA)

The Chairperson, welcomed the representatives from the two commissions and allowed around of introductions. He further made remarks that the meeting was a continuation of the earlier meeting (36th Meeting) with CRA which deliberated on non-core infrastructure projects by the county government.

The representative from CRA summarized the presentation they had made earlier before the Committee (36th meeting).

Thereafter, the Chairperson welcomed the representatives from SRC

The representative from SRC informed the Committee that the term of 1st Commission had expired and the new commission was not yet in place. However, they had information on the matter of deliberation and would like to inform the Committee as follows:

a) Through Kenya Gazette Notice of 1st March, 2013 by SRC the County Governors, Speakers of County Assembly were entitled to housing benefit /official residence but not house allowance.
b) Later the Commission noted that most counties did not have official residence to house the state officers rather counties leased residential houses.
c) Since leasing residence was prone to abuse, the commission undertook a study to establish the market rental prices of the houses. The study, informed the setting of rent ceilings payable for the residential houses.
d) The Commission assumed that the standard of housing provided to the former Provincial Commissioner (PC) was of a stately nature befitting the state officers.
e) The Ministry of Land, Housing and Urban development was consulted to provide 2001 rental values of the official residences which were used by the former PCs. The values provided were adjusted using the approved Consumer Price Index (CPI) over the years as shown in the table below-

County	No. of Rooms	2001Monthly rental value (Kshs.)	Adjusted monthly value as at 2014 (Kshs)
Embu	4	25,00	65,000
Kakamega	7	28,000	73,000
Nakuru	4	35,000	91,000
Garissa	7	10,000	26,000
Nyeri	9	36,000	94,000
Kisumu	7	48,000	125,000
Mombasa	8	50,000	131,000
Nairobi	4	60,000	157,000

f) Further, County Directors were consulted to provide market rental values of houses similar to former PCs official residence in their counties and provide the rent paid for governors in respective counties.

g) Out of the 29 County Directors who responded the Commission noted that:

   i) Counties with the highest rental for Governor and County Assembly Speaker were Nairobi City County ranging from Ksh. 200,000-500,000, Kiambu County ranging from Ksh. 150,000-450,000, Uasin Gishu County ranging from Ksh. 135,000 -200,000 and Kwale County ranging from Ksh. 120,000-220,000.

   ii) For some counties' State Officers were residing in other counties like Nandi, Elgeyo Marakwet, West Pokot. While others were residing in their homes like Homa bay and Tharaka Nithi counties.

   iii) Lamu County paid rent for governors at Ksh. 250,000 monthly while Kririnyaga and Nyamira counties paid lowest at Ksh. 50,000 monthly.

   iv) Lamu and Nandi paid highest for Speakers house at Ksh. 110,000 while Migori County paid the lowest at Ksh. 28,000 per month.

h) On noting the disparities, the Commission on 24th October, 2016 provided guidelines on rental ceiling which were as follows:

   i) Maximum of Ksh. 200,000 monthly for Nairobi, Mombasa and Kisumu county governors

   ii) Maximum of Ksh. 100,000 monthly for governors in other counties.

   iii) Maximum of Ksh. 150,000 monthly for Nairobi, Mombasa and Kisumu county Assembly Speakers.

   iv) Maximum of Ksh. 75,000 monthly for other county assemblies Speakers

i) The Commission further directed the counties to prioritise construction of official residences in 2018/2019 financial year since the option of paying rent would cease by 30th June, 2019.

j) On 7th July, 2017 the Commission reviewed the benefits of state officers in county government and introduced the housing benefit for deputy governors.

k) The rental ceiling provided was as follows-

   i) Maximum of Ksh. 185,000 monthly for Nairobi, Mombasa and Kisumu county deputy governors

   ii) Maximum of Ksh. 90,000 monthly for deputy governors in other counties.

l) The Commission further reiterated that counties should prioritise construction of official residences in 2018/2019 financial year since the option of paying rent would cease by 30th June, 2019.

m) The representatives of the Commission noted that-

   i) Counties had varying budget provisions ranging from Ksh. 100 million to Ksh. 250 million for construction of each state officer residence.

ii) The budget provisions were made without consulting the State Department of Public Works on designs and bill of quantities

iii) There was need to develop standard designs and expected maximum costs for such projects.

n) That the incoming commission may be advised to consider the matter and provide the way forward on the matter of deadline of 30th June, 2019.

Deliberations ensued.

The Committee noted that:

a) There was need for design standardisation and capping of maximum expenditure on the projects.
b) The circular by SRC giving the 30th June, 2019 deadline should be receded.
c) For the purpose of the counties which had initiated the projects there was need for works appraisal.
d) Special audit would assist in establishing the extent to which counties had expended their budgets on the projects.
e) The acreage within which the residence should be housed need to be set.
f) All the stakeholders should be consulted on the matter to ensure the guidelines issued were acceptable and achievable and do not compromise service delivery.

The Committee resolved as follows:

a) The SRC circular be revoked forthwith;
b) Invite Ministry of Transport, Housing and Urban development to a meeting on 11 July, 2018 at 11:00am to deliberate on the matter of designs and costings.
c) The discuss the matter with Controller of Budget with view of not approving withdrawal of funds meant for the non-core infrastructure projects.

MIN. NO. 186/7/2018: ANY OTHER BUSINESS AND ADJOURNMENT

There being no any other business the meeting was adjourned at 12:30 pm. The date of the next meeting was set for Wednesday, 11th July, 2018 at 11.00 am.

SIGNATURE.....

(CHAIRPERSON: SEN. (ENG) MOHAMED MAALIM MAHAMUD)

DATE.....17/7/18.....

MINUTES OF THE 40TH MEETING OF THE SENATE STANDING COMMITTEE ON FINANCE & BUDGET HELD ON WEDNESDAY, 11TH JULY, 2018 AT COUNTY HALL, GROUND FLOOR BOARDROOM, PARLIAMENT BUILDINGS AT 11.00 AM.

PRESENT

1. Sen. (Eng) Mohamed M. Mahamud, CBS, MP - Chairperson
2. Sen. Wetang'ula Moses Masika, EGH, MP - Member
3. Sen. (Dr) Ali Abdullahi Ibrahim, CBS, MP - Member
4. Sen. (Dr) Rose Nyamunga, MP - Member
5. Sen. CPA Farhiya Haji, MP - Member

ABSENT WITH APOLOGY

1. Sen. (Dr) Isaac Mwaura, CBS, MP - Vice Chairperson
2. Sen. Mutula Kilonzo Junior, MP - Member
3. Sen. Aaron Cheruiyot, MP - Member
4. Sen. Boniface Mutinda Kabaka, MP - Member

A. IN-ATTENDANCE SENATE SECRETARIAT

1. Ms. Emmy Chepkwony - Principal Clerk Assistant
2. Mr. Christopher Gitonga - Clerk Assistant
3. Mr. Fredrick Muthengi - PBO
4. Ms Julie Mwithiga - PBO
5. Mr. Moses Kenyanchui - Legal Counsel
6. Ms. Winnie Atieno - Audio Officer

B. IN-ATTENDANCE MINISTRY OF TRANSPORT, INFRASTRUCTURE, HOUSING AND URBAN DEVELOPMENT

1. Hon. Christopher M. Obure - Chief Administrative Secretary
2. Prof. Paul M. Maringa - Principal Secretary
3. QS. A. N. Okweto - Works Secretary
4. Eng. H.J.N. Nyaanga - Chief Engineer Structural
5. Arch. Hellen Kinuthia - Supt. Architect
6. Arch. Okuta H. Omolo - Supt - Architect

MIN. NO. 187/7/2018: PRAYERS

The Chairperson called the meeting to order at 11.05 a.m and welcomed the members. This was followed with a word of prayer.

MIN.NO. 188/7/2018: ADOPTION OF THE AGENDA

The agenda of the meeting was adopted after it was proposed by Sen. Rose Nyamunga and seconded by Sen. Farhiya Haji.

MIN. NO. 189/7/2018: MEETING WITH MINISTRY OF TRANSPORT, INFRASTRUCTURE, HOUSING AND URBAN DEVELOPMENT

The Chairperson, welcomed the representatives from the ministry and after introduction he briefed the purpose of the consultative meeting. He indicated that the aim was to consult on the ongoing constructions of county headquarters, Assembly chambers, Governors' deputy governors and County Assembly speakers' residences.

He thereafter welcomed the ministry to make representations.

The Committee was informed as follows:

a) At the initiation of the devolution, the ministry through the department of public works was spearheading the designing and development of county offices and assemblies. This was in line with preparing to support county government.
b) The county council, municipal and town council halls that existed in all counties were evaluated (March 2011) to ascertain their adequacy in accommodating the anticipated county governments.
c) By the time of suspension of the exercise, 35 counties had identified and concurred on their county headquarters (both the Assembly and Executive).
d) For counties which did not have the facilities or wanted to expand, there was proposed designs (prototype designs) which aimed towards having uniform and similar facilities in all counties.
e) The 2011 infrastructural designs were to be customised for every site, after site identification, investigation and survey work.
f) The costing of 2011 designs were as follows:

Facility		Land Requirement	Cost (in '000')
County Assembly		3-4 Acres	727,739
County Offices		2-3 Acres	424,539
County Leadership Residences	Governors	1-2 Acres	267,980
	Deputy Governors		174,250
	County Speaker		174,250
	County Clerk		174,250
Total			1,943,008

g) After several consultative meetings, the ministry was advised by defunct Constitution Implementation Commission (CIC) to stop the exercise as it were not in the spirit and letter of the constitution.

h) Implementation of county infrastructure for counties allocated conditional grant for construction of county headquarters the status was as follows:

County	Project Cost (Kshs)	Status	Remarks
Tharaka Nithi	366,823,802.56	54% done The ministry engaged at appoint where the building was just off the ground	The facility was not adequate and the county had to provide additional facility to accommodate the offices.
Nyandarua	617,664,564.15	20% done	The contract sum was far above the recommended cost. The contractor could not start works without letter of comfort but the exchequer challenges-led to 3 months delay
Isiolo	870,708,404.35	Tendered and awarded	Site challenges. Changed several times and after a lot of consultations.
Tana River	900,000,000	To be tendered	- There was no land and county government was not ready to procure (wanted the national government to acquire land for them) - May take the next two years
Lamu	Mokowe – 400 million	Documentation complete to be awarded	Unique nature of the island led to segregation of the county offices.
	Hindi – 200,790,251.36	Tender evaluation ongoing	Initial contract sum was very high, retendering had to be done.
	Faza- 211,801,246.36		

i) There other county Assemblies like Bomet, Nyandarua and Marsabit who had initiated the construction of the Assembly and offices. Designs, documentation and supervision had been done.

j) Regarding the county non-core infrastructure -residences of the county state officers, headquarters and assembly chambers - the ministry and the Commission on Revenue Allocation (CRA) had consultations, the standardisation of designs and estimated costs were reviewed as outlined below. The benchmark for residences was the former Provincial Commissioner's (PCs).

Project	Estimated maximum cost (Kshs)	
Governor's residence	45 million	Prototype designs were complete. Alternative building technologies to be adopted.
Deputy Governor's residence	35 million	
Speaker's residence	35 million	
County Headquarters	500 million	
Assembly chambers and offices (to be in four categories)	1-30 MCAs 31- 60 MCAs 61- 90 MCAs 91- 150 MCAs	Designs were yet to be completed. Thereafter costing would be done

k) If funds would be available, the residences can be done in 12 months including procurement period of 3 months. Constructing county headquarters would take 24-32 months (3 financial years) including the 3 months procurement period.

l) The ministry proposed-

a) to continue engaging the CRA to finalise the process of designing and costing

b) present the proposed final designs and cost estimates to the Committee.

The Committee made the following observations and recommendations:

a) The ministry to expedite consultations with CRA and submit final designs for all the infrastructure and estimated costs within 2 weeks.

b) The standards and prototype designs for the structures should be the same for all the counties.

c) The 5 counties getting the conditional grant of Ksh. 363 million (70% of the cost of the facility) spread over 3 years for headquarters should contribute the rest 30% of the cost. That total cost of construction translate to approximately Kshs. 500 million.

d) Considering the technical and market forces the maximum cost of headquarters should not exceed Ksh. 500 million.

e) The case of Nyandarua headquarters which the tender had been awarded may be varied since lowering the contract sum to 500 million would not be beyond the allowable threshold of 25%.

f) The design for assembly chambers should include MCAs' offices

The meeting had a consensus that the next meeting be held Tuesday, 24th July, 2018 at 11:00 am.

MIN. NO. 190/7/2018: CORRESPONDENCE

a) Letter from County Assembly Forum (CAF) on submissions on the County Ward Development Equalisation Fund Bill, 2018

The Committee noted that though public hearings were conducted and report tabled, the submission may be considered during the ongoing further consultation with key stakeholders in formulation of the legal national framework on county ward-based development projects.

b) Letter from Commission on Revenue Allocation (CRA) requesting for a meeting on 26th July, 2018 to discuss the review of the second basis and preparation of the third basis for revenue sharing among the county governments.

The Committee deliberated on the request and resolved that the meeting proceed as requested.

c) Letter from office of the Governor, County Government of Elgeyo Marakwet requesting for appointment with Committees of finance & Budget and Devolution & Intergovernmental Relations on 24th July, 2018.

The Committee deliberated on the matter and resolved to have the meeting the same day between 10 am- 11 am.

d) Letter from Council of governors with annexed gazette notice indicating that the county equitable share was reduced from Ksh. 302 billion to Ksh. 288 billion.

The Committee deliberated on the matter and resolved to invite the Cabinet Secretary, National Treasury to its meeting scheduled for Tuesday, 17th July, 2018 at 11:00am to brief the Committee on the contents of the gazette notice. Further on the delayed disbursement of funds to county government.

MIN. NO. 191/7/2018: ANY OTHER BUSINESS AND ADJOURNMENT

There being no any other business the meeting was adjourned at 12:30 pm. The date of the next meeting was set for Wednesday, 11th July, 2018 at 11.00 am.

SIGNATURE.....

(CHAIRPERSON: SEN. (ENG) MOHAMED MAALIM MAHAMUD)

DATE.....19/7.....

MINUTES OF THE 48TH MEETING OF THE SENATE STANDING COMMITTEE ON FINANCE & BUDGET HELD ON WEDNESDAY, 8TH AUGUST, 2018 AT COUNTY HALL, GROUND FLOOR BOARDROOM, PARLIAMENT BUILDINGS AT 11.00 AM.

PRESENT

1. Sen. (Eng) Mohamed M. Mahamud, CBS, MP - Chairperson
2. Sen. Mutula Kilonzo Junior, MP - Member
3. Sen. (Dr) Rose Nyamunga, MP - Member
4. Sen. Aaron Cheruiyot, MP - Member
5. Sen. CPA Farhiya Haji, MP - Member

ABSENT WITH APOLOGY

1. Sen. (Dr) Isaac Mwaura, CBS, MP - Vice Chairperson
2. Sen. (Dr) Ali Abdullahi Ibrahim, CBS, MP - Member
3. Sen. Wetang'ula Moses Masika, EGH, MP - Member
4. Sen. Boniface Mutinda Kabaka, MP - Member

IN-ATTENDANCE SENATE SECRETARIAT

1. Mr. Christopher Gitonga - Clerk Assistant
2. Ms. Judy Ndegwa - Legal Counsel
3. Mr. Elly Atamba - Research Officer
4. Ms. Julie Mwithiga - PBO
5. Mr. Gorrod Abdi - PBO
6. Ms. Winnie Atieno - Audio Officer

IN-ATTENDANCE

1. Prof. Arch. Paul Maringa – Principal Secretary, Public Works
2. Ms. Agnes Odhiambo - Controller of Budget
3. Mr. Humphrey Wattanga – V. Chair, Commission on Revenue Allocation (CRA)
4. Mr. James Katule – Director, CRA
5. Mr. Waweru Tuti – Manager, OCOB
6. QS. Alphonce Okweto – Works Secretary, Public Works
7. Mr. Andrew Saisi – Managing Director, National Housing Corporation (NHC)
8. Mr. C. M. Nyongesa – Architect, NHC
9. Arch. Hellen Kinuthia – Supt. Architect, Public Works

MIN. NO. 229/8/2018: PRAYERS

The Chairperson called the meeting to order at 11.05 a.m and welcomed the members. This was followed with a word of prayer.

MIN.NO. 230/8/2018: ADOPTION OF THE AGENDA

The agenda of the meeting was adopted after it was proposed by Sen. Mutula Kilonzo Junior and seconded by Sen. CPA Farhiya Haji

MIN. NO. 231/8/2018: MEETING WITH CONTROLLER OF BUDGET, COMMISSION ON REVENUE ALLOCATION AND MINISTRY OF TRANSPORT, INFRASTRUCTURE AND PUBLIC WORKS TO DELIBERATE ON NON-CORE INFRASTRUCTURE PROJECTS BY COUNTY GOVERNMENTS

The Chairperson welcomed the members and government officials presented. After introductions, he made remarks that the meeting was a follow up meeting on matters relating to the non-core infrastructure projects by county governments. Thereafter, he welcomed officials to make their briefs. The Committee was briefed as follows:

a) The ministry had completed the prototype designs for modern county state officers' residences, modern county executive headquarters, county assembly chambers and offices for MCAs;
b) The acreage for the residences would differ depending on the availability of land. However, beyond 2 acres would not be prudent.
c) The residences were comparable to the former provincials Commissioners' residences which existed in every provincial headquarters.
d) The designs for residences were as follows-
    i. Governors House- area space between 800- 750m^3 at a cost of 45 million
    ii. Deputy Governor and County Assembly Speakers' – Area space of 500-600 m^3 at a cost of 35 million.
e) The county assembly chambers were categorised into three depending on the number of members as shown below-

Type	Numbers	Estimated Cost (in Millions)		Total Cost
		Chambers	MCAs offices	
I	30 and below	200	200	400
II	31- 60	250	250	500
III	Above 60	400	350	750

f) The cost of land was not included in the figures provided in the above table.
g) The estimated cost of county executive headquarters was Kshs. 500 million. The ministry had completed the prototype designs. However, each county had freedom to add their aesthetic/ cultural values but the cost should not exceed the proposed limits.
h) The ministry tabled before the Committee the proposed prototype designs.

Regarding the conditional grant on supplement for construction of county headquarters, the committee was informed that

a) The National Treasury had not released the funds as per the approved county Allocation of Revenue Act for the financial years 2016/2017 and 2017/2018.
b) Out of the 5 counties which were to receive the funds Tharaka Nithi was the only county that had works started in time.
c) Nyandarua and Isiolo counties the contracted had just been awarded and its value was above the proposed limits
d) Tana River and Lamu counties document was complete and were awaiting award of tenders.
e) Tharaka Nithi had the building almost complete. However, the initial designs of the building did not include some structural works. Alteration of designs was being done to provide for important structures such as water systems
f) The ministry had written letters to the respective county governors informing them of the proposed limits on the total cost of the constructing the buildings. In some cases, the cost had escalated due to addition of aesthetics. Such may be scaled down to ensure the costings were within the recommendations and ensure prudence use of public funds.

The Committee observed that the counties benefiting from the conditional grant had their budgets far above the initial proposed budgets estimates of Kshs 518 million. Defeating the justification of the affirmative action.

The Committee resolved -

a) to prepare a report and table to the House with recommended limits on the costing of the infrastructure.
b) The ministry to provide information on the funds which National Treasury may have released on conditional grant meant to supplement for construction of county headquarters in the last two financial years

MIN. NO. 232/8/2018: ADJOURNMET DATE OF THE NEXT MEETING

A Member observed that the House was to proceed on recess for almost one month. After consideration, the Committee resolved to take a break for one week and resume meetings later in the month.

There being no other business the meeting was adjourned at 1:05 pm.

SIGNATURE.....

(CHAIRPERSON: SEN. (ENG) MOHAMED MAALIM MAHAMUD)

DATE.....3/10/18.....

MINUTES OF THE 61ST MEETING OF THE SENATE STANDING COMMITTEE ON FINANCE & BUDGET HELD ON WEDNESDAY, 28TH NOVEMBER, 2018 AT COUNTY HALL, GROUND FLOOR BOARDROOM, PARLIAMENT BUILDING AT 11.00 AM.

PRESENT

1. Sen. Mutula Kilonzo Junior, MP - Member (**Chairing**)
2. Sen. (Dr) Rose Nyamunga, MP - Member
3. Sen. (Dr) Ali Abdullahi Ibrahim, CBS, MP - Member
4. Sen. Wetang'ula Moses Masika, EGH, MP - Member
5. Sen. CPA Farhiya Haji, MP - Member

ABSENT WITH APOLOGY

1. Sen. (Eng) Mohamed M. Mahamud, CBS, MP - Chairperson
2. Sen. (Dr) Isaac Mwaura, CBS, MP - Vice Chairperson
3. Sen. Aaron Cheruiyot, MP - Member
4. Sen. Boniface Mutinda Kabaka, MP - Member

IN-ATTENDANCE **SENATE SECRETARIAT**

1. Mr. Christopher Gitonga - Clerk Assistant
2. Ms. Josphine Kusinyi - Legal Counsel
3. Mr. Gorod Abdi - PBO
4. Ms. Winnie Atieno - Audio Officer

MIN. NO. 297/11/2018: Preliminaries

The Chairperson called the meeting to order at 11.26 am and there followed a word of prayer.

MIN.NO. 298/11/2018: ADOPTION OF THE AGENDA

The agenda of the meeting was adopted after it was proposed by Sen. (Dr) Rose Nyamunga and seconded by Sen. CPA Farhiya Haji.

MIN. NO. 299/11/2018: CONFIRMATION OF MINUTES

The minutes of the 60th meeting of the Committee held on Wednesday, 21st November 2018 at 11:00 am were confirmed as true proceedings of the meeting having being proposed by Sen. (Dr) Rose Nyamunga and seconded by Sen. (Dr) Ali Abdullahi Ibrahim.

The minutes of the 57th and 59th meetings of the Committee were deferred.

MIN. NO. 300/11/2018: MATTERS ARISING FROM THE MINUTES

60th Sitting

a) The Committee was informed that the meeting with Equalisation Fund Advisory Board (EFAB) was postponed since the Speaker had invited all Senators for a meeting. The Committee resolved to hold the meeting on Tuesday, 4th December, 2018 at 9:00 am.
b) On matters concerning Machakos County Assembly on persistent delays in release of funds to the Assembly; the Committee was informed that there was a court ruling that the funds should be released to the County Assembly without delay.

MIN. NO. 301/11/2018: CONSIDERATION AND ADOPTION OF COMMITTEE REPORT ON COUNTY GOVERNMENT INFRASTRUCTURE PROJECTS COMPRISING COUNTY EXECUTIVE HEADQUARTER OFFICES, ASSEMBLY CHAMBERS & OFFICES AND COUNTY STATE OFFICERS' RESIDENCES.

The Committee considered the report and adopted it for tabling in the House.

It was resolve that the report be table on Wednesday, 28th November, 2018. Further, a notice of motion on adoption to be issued on 29th November, 2018.

MIN. NO. 302/11/2018: MEETING WITH SEN. GIDEON MOI, SENATOR BARINGO COUNTY, TO DELIBERATE ON THE STATEMENT REGARDING COUNTY GOVERNMENTS' RECURRENT EXPENDITURE CEILINGS FOR THE FINANCIAL YEAR 2017/2018

The Committee was informed that the Senator had been invited to attend the meeting at 11:30 am.
The Committee observed that the time been 12:10 pm, the Senator was unlikely to attend the meeting. It was resolve that the meeting be adjourned.

MIN. NO. 303/11/2018: DATE OF THE NEXT MEETING

There being no other business the meeting was adjourned at 12:12 pm until Tuesday, 4th December, 2018 at 9:00 am.

SIGNATURE.....

(CHAIRPERSON: SEN. (ENG) MOHAMED MAALIM MAHAMUD)

DATE.....29/11/18.....