

REPUBLIC OF KENYA



---

TWELFTH PARLIAMENT- FIFTH SESSION

THE NATIONAL ASSEMBLY

MESSAGES FROM THE NATIONAL EXECUTIVE

\_\_\_\_\_ (No. 01 of 2021) \_\_\_\_\_

**ON NOMINATION OF PERSONS FOR APPOINTMENT AS MEMBERS  
OF THE PRIVATIZATION COMMISSION AND THE COMPETITION  
AUTHORITY OF KENYA**

---

**Honourable Members,**

Pursuant to the provisions of Standing Order 42(5) relating to *Messages received from a Cabinet Secretary*, I wish to convey to the House that I have received a Message from the Cabinet Secretary for the National Treasury and Planning regarding nomination of persons to fill vacancies in the Privatization Commission and the Board of the Competition Authority in accordance with the requirements of the law.

**Honourable Members,** With regard to the Privatization Commission, section 5 of the Privatization Act, (No.2 of 2015) provides as follows-

*"(5)(1) The Commission shall comprise the following members—*

- (a) a chairman appointed by the President;*
- (b) the Attorney-General;*
- (c) the Permanent Secretary to the Treasury;*

***(d) seven members, not being public officers, appointed by the Minister through a competitive process and approved by the National Assembly, by virtue of their expertise in such matters as will ensure that the Commission achieves its objectives; and***

***(e) the Executive Director.***

In this regard **Honourable Members** and in accordance with the requirement of the said law, the Cabinet Secretary for the National Treasury and Planning notifies that he has nominated the following persons for appointment to the Privatization Commission, to fill the existing six vacancies, subject to approval by the National Assembly-

- |                                 |               |
|---------------------------------|---------------|
| 1. Dr. Edward N. Kobuthi, PhD   | - Member;     |
| 2. Ms. Irene Njeri Wanyoike     | - Member;     |
| 3. Ms. Celine Anyango Orata     | - Member;     |
| 4. Mr. Salah Adan Abdi          | - Member;     |
| 5. Mr. CPA David J.O. Nyakang'o | - Member; and |
| 6. Amb. Wellington Pakia Godo   | - Member.     |

**Hon. Members,** with regard to the Competition Authority, section 10 of The Competition Act, (No. 12 of 2010) provides that-

*(1) The Authority shall consist of the following members—*

- (a) a chairperson appointed by the President;*
- (b) the Permanent Secretary in the Ministry for the time being responsible for finance or his representative;*
- (c) the Permanent Secretary in the Ministry for the time being responsible for trade or his representative;*
- (d) the Attorney-General or his representative;*
- (e) the Director-General appointed under section 12; and*

***(f) five other members appointed by the Minister from among persons experienced in competition and consumer welfare matters, one of whom shall be experienced in consumer welfare matters.***

***(2) The persons proposed to be members of the Authority under subsection (1)(f) shall, before their appointment to the Authority, be vetted and approved by Parliament through the relevant Committee of Parliament.***

In this regard **Honourable Members** and in accordance with the requirement of the said law, the Cabinet Secretary, the National Treasury and Planning notifies that he has nominated the following persons for appointment to the Board of the Competition Authority, to fill the **four vacancies**, subject to approval of the House-

- |                                |   |             |
|--------------------------------|---|-------------|
| 1. Ms. Lena Munuve             | - | Member;     |
| 2. Ms. Alome K. Achayo         | - | Member;     |
| 3. Dr. David Wanyonyi Wanyama, | - | Member; and |
| 4. Mr. Abdi A. Mohamed         | - | Member.     |

**Honourable Members**, Standing Order 45(1) provides that, upon receipt of the notification of nomination for appointment, such nominations shall stand committed to the relevant Departmental Committee of the House for consideration.

**Honourable Members**, in this regard, I hereby refer the names of the nominees, including their curriculum vitae to the Departmental Committee on Finance and National Planning to undertake the necessary approval hearings. Thereafter, the House shall consider the proposed nominees in accordance with the provisions of the respective Acts of Parliament and the Public Appointments (Parliamentary Approval) Act, 2011.

**Honourable Members**, section 8(1) of the Act requires the National Assembly to either approve or reject the nominees **within twenty eight (28) days** from the date on which the notification of nomination was given. In view of the foregoing, I wish to guide the Committee and the House as follows-

- (i) **That**, the Committee should notify the nominees and the general public of the time and place for holding the approval hearings, in good time. The notification should therefore be made immediately; and,
- (ii) **That**, the Committee should thereafter commence the necessary approval hearings and submit its report to the House within the stipulated timelines to enable the House conclude the approval process within the timelines provided in law.

**I thank you!**



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

Thursday, October 7, 2021