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23/11/2021




REPUBLIC OF KENYA  
THE NATIONAL ASSEMBLY

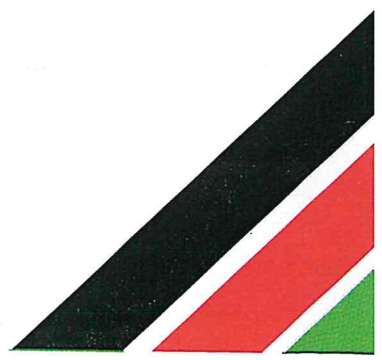
TWELFTH PARLIAMENT – FIFTH SESSION – 2021  
DEPARTMENTAL COMMITTEE ON FINANCE AND NATIONAL PLANNING

REPORT ON THE CONSIDERATION OF THE ASIAN WIDOWS' AND ORPHANS'  
PENSIONS (REPEAL) BILL (NATIONAL ASSEMBLY BILL NO. 29 OF 2021)

CLERKS CHAMBERS  
DIRECTORATE OF DEPARTMENTAL COMMITTEES  
PARLIAMENT BUILDINGS  
NAIROBI

NOVEMBER 2021

 <b>THE NATIONAL ASSEMBLY PAPERS LAID</b>	
<b>DATE:</b> 23 NOV 2021	
<b>DAY:</b> Tuesday	
<b>TABLED BY:</b>	Chair, Finance Hon. Gladys Wanga
<b>CLERK-AT THE-TABLE:</b>	G. Chebet





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## CHAIRPERSON'S FOREWORD

This report contains the proceedings of the Departmental Committee on Finance and National Planning on its consideration of the Asian widows' and orphans' pensions (Repeal) Bill (National Assembly Bill No. 29 of 2021) which was published on 18<sup>th</sup> June, 2021.

The Bill went through the First Reading on 10<sup>th</sup> August 2021 and was thereafter committed to the Departmental Committee on Finance and National Planning pursuant to Standing Order 127.

Following placement of adverts in the print media on 19<sup>th</sup> August 2021 requesting for comments on the Bill from members of the public and relevant stakeholders pursuant to Article 118(1)(b) of the Constitution and Standing Order 127(3), the Committee received one written memorandum.

The Bill has four (4) clauses and seeks to repeal the Asian Widows' and Orphans' Pensions Act in light of the enactment of the Public Finance Management Act, 2012.

On behalf of the Departmental Committee on Finance and National Planning and pursuant to provisions of Standing Order 199(6), it is my pleasant privilege and honour to present to this House the Report of the Committee on its consideration of the Asian Widows' and orphans' Pensions (Repeal) Bill, 2021. The Committee is grateful to the Offices of the Speaker and Clerk of the National Assembly for the logistical and technical support accorded to it during its sittings. I wish to express my appreciation to the Honorable Members of the Committee and the Committee Secretariat who made useful contributions towards the preparation and production of this report.

It is my pleasure to report that the Committee has considered the Asian Widows' and Orphans' Pensions (Repeal) Bill (National Assembly Bill No. 29 of 2021) and have the honour to report back to the National Assembly with the recommendation that the Bill be **approved with amendments** as contained in the report.

**Hon. Gladys Wanga, CBS, MP**

**Chairperson, Departmental Committee on Finance and National Planning**



## 1 PREFACE

### 1.1 ESTABLISHMENT OF THE COMMITTEE

1. The Departmental Committee on Finance & National Planning is one of the fifteen Departmental Committees of the National Assembly established under **Standing Order 216** whose mandates pursuant to the **Standing Order 216 (5)** are as follows:
  - i. *To investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned ministries and departments;*
  - ii. *To study the programme and policy objectives of Ministries and departments and the effectiveness of their implementation;*
  - iii. **To study and review all the legislation referred to it;**
  - iv. *To study, access and analyze the relative success of the Ministries and departments as measured by the results obtained as compared with their stated objectives;*
  - v. *To investigate and inquire into all matters relating to the assigned Ministries and departments as they may deem necessary, and as may be referred to them by the House;*
  - vi. *To vet and report on all appointments where the Constitution or any law requires the National Assembly to approve, except those under Standing Order No. 204 (Committee on appointments);*
  - vii. *To examine treaties, agreements and conventions;*
  - viii. *To make reports and recommendations to the House as often as possible, including recommendation of proposed legislation;*
  - ix. *To consider reports of Commissions and Independent Offices submitted to the House pursuant to the provisions of Article 254 of the Constitution; and*
  - x. *To examine any questions raised by Members on a matter within its mandate.*

### 1.2 MANDATE OF THE COMMITTEE

2. In accordance with the Second Schedule of the Standing Orders, the Committee is mandated to consider, public finance, monetary policies, public debt, financial institutions (excluding those in securities exchange), investment and divestiture policies, pricing policies, banking, insurance, population revenue policies including taxation and national planning and development.
3. In executing its mandate, the Committee oversees the following government Ministries and departments:
  - i. National Treasury and Planning
  - ii. State Department for Devolution
  - iii. Commission on Revenue Allocation
  - iv. Office of the Controller of Budget
  - v. Salaries and Remuneration Commission

### 1.3 COMMITTEE MEMBERSHIP

4. The Departmental Committee on Finance and National Planning was constituted by the House in July, 2020 and comprises of the following Members:

#### **Chairperson**

Hon. Gladys Wanga, CBS, MP  
Homabay County  
**ODM Party**

#### **Vice-Chairperson**

Hon. Isaac W. Ndirangu, MP  
Roysambu Constituency  
**Jubilee Party**

#### **Members**

Hon. Jimmy O. Angwenyi, MP  
Kitutu Chache North Constituency  
**Jubilee Party**

Hon. Christopher Omulele, MP  
Luanda Constituency  
**ODM Party**

Hon. Shakeel Shabbir Ahmed, MP  
Kisumu East Constituency  
**Independent Member**

Hon. Daniel Nanok, MP  
Turkana West Constituency  
**Jubilee Party**

Hon. (Dr.) Christine Ombaka, MP  
Siaya County  
**ODM Party**

Hon. Andrew Okuome, MP  
Karachuonyo Constituency  
**ODM Party**

Hon. David Mboni, MP  
Kitui Rural Constituency  
**CCU Party**

Hon. Francis K. Kimani, MP  
Molo Constituency  
**Jubilee Party**

Hon. Joseph Oyula, MP  
Butula Constituency

#### **ODM Party**

Hon. Joshua Kandie, MP  
Baringo Central Constituency  
**MCC Party**

Hon. Stanley Muthama, MP  
Lamu West Constituency  
**MCC Party**

Hon. Edith Nyenze, MP  
Kitui West Constituency  
**WDM-K**

Hon. Catherine Waruguru, MP  
Laikipia County  
**Jubilee Party**

Hon. James Mwangi, MP  
Tetu Constituency  
**Jubilee Party**

Hon. (Prof.) Mohamud Muhamed, MP  
South Constituency  
**Jubilee Party**

Hon. Peter Lochakapong, MP  
Sigor Constituency  
**Jubilee Party**

Hon. Qalicha Gufu Wario, MP  
Moyale Constituency  
**Jubilee Party**

#### 1.4 COMMITTEE SECRETARIAT

5. The Committee is facilitated by the following Secretariat:

Ms. Leah W. Mwaura  
**Senior Clerk Assistant/Head of Secretariat**

Ms. Jennifer Ndeto  
**Principal Legal Counsel 1**

Ms. Laureen Wesonga  
**Clerk Assistant II**

Mr. Josephat Motonu  
**Senior Fiscal Analyst**

Mr. Chelang'a Maiyo  
**Research Officer II**

Mr. Luka Mutua  
**Serjeant-At-Arms**

Mr. John Njoro  
**Serjeant-At-Arms**

Ms. Christine Maeri  
**Audio Officer**

Ms. Hannah Mwangi  
**Intern**

## **2 OVERVIEW OF THE ASIANS' AND ORPHANS' PENSIONS (REPEAL) BILL (NATIONAL ASSEMBLY BILL NO. 29 OF 2021)**

### **2.1 INTRODUCTION**

6. The principal objective of the Bill is to repeal the Asian Widows' and Orphans' Pensions Act in light of the enactment of the Public Finance Management Act, 2012.

### **2.2 ANALYSIS OF THE BILL**

The Bill repeals the Public Finance Management Act, 2012 and has 4 clauses. It proposes the following amendments:

7. **Clause 1** of the Bill provides for the short title
8. **Clause 2** of the Bill provides for the definition of terms
9. **Clause 3** of the Bill provides for the repeal of Asian Widows' and Orphans' Pensions Act (CAP 193.)
10. **Clause 4** of the Bill provides for the transitional provisions.
11. The Bill does not delegate legislative power or limit any fundamental rights or freedoms.
12. The enactment of this Bill shall not occasion additional expenditure of public funds.



### **3 PUBLIC PARTICIPATION/STAKEHOLDERS CONSULTATION**

13. Following the call for memoranda from the public through the placement of adverts in the print media on 19<sup>th</sup> August 2021, the Committee received one memorandum from Hon. Sonia Birdi. Hon. Birdi submitted that:

#### **3.1 HON. SUNJEEV KAUR BIRDI**

14. In a memorandum, dated 2<sup>nd</sup> September 2021, Hon. Birdi proposed that an actuarial valuation should be done to determine the actual liability and advice on the amount to hold in respect of data contingency. Additionally, member option forms need to be done and signed by members to avoid any legal issues in future regarding closure of the funds.
15. She also proposed that a register of Asian widows and orphans residing in the country should be consolidated so as to ensure that the Act is not repealed yet there are people who are supposed to benefit from the Fund

#### 4 COMMITTEE OBSERVATIONS

In considering the Bill, the Committee observed that:

16. The Asian Widows' And Orphans' Pensions Act was enacted to make provision for granting pensions to widows and children of deceased Asian public officers and given that the fund has been dormant since the Government of Kenya no longer pays the pensions of Asian widows and orphans as it was transferred to the Crown Agents.

## 5 COMMITTEE RECOMMENDATION

17. The Committee having considered the Asian Widows' and Orphans' Pensions (Repeal) Bill (National Assembly Bill No. 29 of 2021) recommends that the House **approves the Bill with amendments** as proposed in the schedule in chapter 6.

**6 SCHEDULE OF PROPOSED AMENDMENTS**

18. The Committee proposed the following amendments to be considered by the House in the Committee Stage:

**CLAUSE 4**

19. **THAT**, the Bill be amended in clause 4 by inserting the following new paragraph immediately after paragraph (e)-

(f) the Auditor General shall, within one year of the coming into operation of this Act, submit to the National Assembly a terminating audit report of the Fund.

**Justification**

To provide that the Auditor General must submit a status report on the fund within one year.

SIGNED..... DATE 23/11/2021.....

  
HON. GLADYS WANGA, CBS, MP  
CHAIRPERSON

DEPARTMENTAL COMMITTEE ON FINANCE AND NATIONAL PLANNING



**ADOPTION OF THE REPORT ON THE CONSIDERATION OF THE ASIAN WIDOWS' AND ORPHANS' PENSIONS (REPEAL) BILL (NATIONAL ASSEMBLY BILL NO. 29 OF 2021)**

The report on the consideration of the Asian Widows' and Orphans' Pensions (Repeal) Bill (National Assembly Bill No. 29 of 2021) was adopted by the Committee on Monday, 22<sup>nd</sup> November 2021 having been proposed and seconded by Hon. Shakeel Shabbir, CBS, M.P. and Hon. Joseph Oyula, M.P. respectively. The following Members acceded to the recommendations proposed in the report to be considered during the Committee Stage having been present in the meeting:

1. Hon. Gladys Wanga, CBS, M.P. - **Chairperson**
2. Hon. Isaac Waihenya Ndirangu, M.P. - **Vice-Chairperson**
3. Hon. Jimmy Angwenyi, MGH, M.P.
4. Hon. Christopher Omulele, CBS, M.P.
5. Hon. Shakeel Shabbir Ahmed, CBS, M.P.
6. Hon. Daniel Nanok, M.P.
7. Hon. (Dr.) Christine Ombaka, M.P.
8. Hon. Andrew Okuome, M.P.
9. Hon. Francis Kimani, M.P.
10. Hon. Joseph Oyula, M.P.
11. Hon. Joshua Kandie, M.P.
12. Hon. Catherine Waruguru, M.P.
13. Hon. James Gichuhi Mwangi, M.P.
14. Hon. (Prof.) Mohamud Sheikh Mohamed, M.P.



**MINUTES OF THE 85<sup>TH</sup> SITTING OF THE DEPARTMENTAL COMMITTEE ON FINANCE AND NATIONAL PLANNING HELD IN VIRTUALLY ON MONDAY, 22<sup>ND</sup> NOVEMBER 2021 AT 10:00 A.M.**

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**PRESENT**

- |   |   |                         |
|---|---|-------------------------|
| 1. Hon. Gladys Wanga, CBS, MP               | - | <b>Chairperson</b>      |
| 2. Hon. Isaac W. Ndirangu, MP               | - | <b>Vice Chairperson</b> |
| 3. Hon. Jimmy O. Angwenyi, MGH, MP          |   |                         |
| 4. Hon. Christopher Omulele, CBS, MP        |   |                         |
| 5. Hon. Shakeel Shabbir Ahmed, CBS, MP      |   |                         |
| 6. Hon. Daniel E. Nanok, MP                 |   |                         |
| 7. Hon. (Dr.) Christine Ombaka, MP          |   |                         |
| 8. Hon. Andrew A. Okuome, MP                |   |                         |
| 9. Hon. Francis K. Kimani, MP               |   |                         |
| 10. Hon. Joseph M. Oyula, MP                |   |                         |
| 11. Hon. Catherine Waruguru, MP             |   |                         |
| 12. Hon. James Gichuhi Mwangi, MP           |   |                         |
| 13. Hon. (Prof.) Mohamud Sheikh Mohamed, MP |   |                         |
| 14. Hon. Joshua C. Kandie, MP               |   |                         |

**ABSENT WITH APOLOGY**

1. Hon. David M. Mboni, MP
2. Hon. Stanley M. Muthama, MP
3. Hon. Edith Nyenze, MP
4. Hon. Peter Lochakapong, MP
5. Hon. Qalicha Gufu Wario, MP

**IN ATTENDANCE**

**SECRETARIAT**

- |                        |   |  |
|------------------------|---|--|
| 1. Ms. Leah Mwaura     | - | Senior Clerk Assistant/Head of Secretariat |
| 2. Ms. Jennifer Ndeto  | - | Principal Legal Counsel I                  |
| 3. Ms. Lauren Wesonga  | - | Clerk Assistant II                         |
| 4. Mr. Josephat Motonu | - | Senior Fiscal Analyst                      |
| 5. Mr. Mark Mbuthia    | - | Audio Officer                              |
| 6. Ms. Hannah Mwangi   | - | Intern                                     |

**AGENDA**

1. Prayers
2. Communication from the Chairperson
3. Confirmation of Minutes from the previous sitting(s) and Matters Arising
4. **Clause by clause consideration and adoption of reports of the following Bills:**
  - i. **Senate Amendments to the Public Private Partnerships Bill, 2021;**
  - ii. **The Asian Widows' and Orphans' Pensions (Repeal) Bill, 2021;**
  - iii. **The Provident Fund (Repeal) Bill, 2021;**
  - iv. **The Public Procurement and Asset Disposal (Amendment) Bill, 2021; and**
  - v. **The Public Procurement and Asset Disposal (Amendment) (No. 2) Bill, 2021**
5. Any Other Business
6. Adjournment/Date of Next Meeting

**MIN.NO.NA/F&NP/2021/398: COMMUNICATION FROM THE CHAIRPERSON**

The meeting was called to order at 10:27 a.m. and a prayer was said. The Chairperson welcomed the meeting to deliberate on the day's agenda.

**MIN.NO.NA/F&NP/2021/399: CONFIRMATION OF MINUTES**  
Agenda deferred

**MIN.NO.NA/F&NP/2021/400: CLAUSE BY CLAUSE CONSIDERATION AND ADOPTION OF THE REPORT OF THE SENATE AMENDMENTS TO THE PUBLIC PRIVATE PARTNERSHIPS BILL, 2021**

Members observed that Senate amendments to the Public Private Partnerships Bill, 2021 added value to the amendments passed by the National Assembly. The Committee therefore resolved as follows on the Senate amendments:

1. **Clause 6:** Agreed to
2. **Clause 33:** Agreed to
3. **Clause 75:** Agreed to
4. **New Clauses:** Agreed to

The Committee adopted the report on the consideration of the Public Private Partnerships Bill, 2021 having been proposed by Hon. Joseph Oyula, MP and seconded by Hon. (Dr.) Christine Ombaka, MP.

**MIN.NO.NA/F&NP/2021/401: CLAUSE BY CLAUSE CONSIDERATION AND ADOPTION OF THE REPORT OF THE ASIAN WIDOWS' AND ORPHANS PENSIONS (REPEAL) BILL, 2021**

The Committee deliberated on the amendments proposed in the Bill and resolved as follows:

1. **Clause 1:** Agreed to
2. **Clause 2:** Agreed to
3. **Clause 3:** Agreed to
4. **Clause 4**

Amend by inserting a new paragraph (f) providing for the final auditing of the accounts.

The Committee adopted the report on the consideration of the Asian Widows' and Orphans' Pensions (Repeal) Bill, 2021 having been proposed by Hon. Shakeel Shabbir, CBS, MP and seconded by Hon. Joseph Oyula, MP.

**MIN.NO.NA/F&NP/2021/402: CLAUSE BY CLAUSE CONSIDERATION AND ADOPTION OF THE REPORT OF THE PROVIDENT FUND (REPEAL) BILL, 2021**

The Committee deliberated on the amendments proposed in the Bill and resolved as follows:

1. **Clause 1:** Agreed to
2. **Clause 2:** Agreed to
3. **Clause 3:** Agreed to
4. **Clause 4**

Amend by inserting a new paragraph (f) providing for the final auditing of the accounts.

The Committee adopted the report on the consideration of the Provident Fund (Repeal) Bill, 2021 having been proposed by Hon. (Dr.) Christine Ombaka, MP and seconded by Hon. Joshua Kandie, MP.



CLAUSE BY CLAUSE CONSIDERATION  
AND ADOPTION OF THE REPORT OF THE  
PUBLIC PROCUREMENT AND ASSET  
DISPOSAL (AMENDMENT) BILL (N.A. BILL  
NO. 32 OF 2021)

The Committee deliberated on the amendments proposed in the Bill and resolved as follows:

1. **Clause 1:** Agreed to
2. **Clause 2:** Delete paragraph (a)
3. **Clause 3:** Delete
4. **Clause 4:** Delete
5. **Clause 5:** Agreed to
6. **Clause 6:** Agreed to
7. **Clause 7:** Agreed to
8. **Clause 8:** Agreed to
9. **Clause 9:** Agreed to
10. **Clause 10:** Agreed to
11. **Clause 11:** Agreed to
12. **Clause 12:** Agreed to
13. **Clause 13:** Agreed to
14. **Clause 14:** Agreed to
15. **Clause 15:** Agreed to
16. **Clause 16:** Agreed to
17. **Clause 17:** Agreed to
18. **Clause 18:** Agreed to
19. **Clause 19:** Delete paragraphs (b) and (c)
20. **Clause 20:** Agreed to
21. **Clause 21:** Agreed to
22. **Clause 22:** Agreed to
23. **Clause 23:** Agreed to
24. **Clause 24:** Delete
25. **Clause 25:** Agreed to
26. **Clause 26:** Agreed to
27. **Clause 27:** Agreed to
28. **Clause 28:** Agreed to
29. **Clause 29:** Agreed to
30. **Clause 30:** Agreed to
31. **Clause 31:** Agreed to
32. **Clause 32:** Delete
33. **Clause 33:** Delete
34. **Clause 34:** Agreed to
35. **Clause 35:** Delete and substitute with the following paragraph; *"Section 139 of the principal Act is amended in subsection (4) by deleting the words "any variation of a contract shall only be considered after twelve month from the date of signing the contract" and substituting therefor the words "a variation of a contract shall be considered at any time, in the case of a quantity variation or shall only be considered after twelve months from the date of signing of the contract, in the case of a price variation".*
36. **Clause 36:** Agreed to
37. **Clause 37:** Delete paragraph (a)
38. **Clause 38:** Agreed to

- 39. **Clause 39:** Agreed to
- 40. **Clause 40:** Delete
- 41. **Clause 41:** Agreed to
- 42. **Clause 42:** Agreed to
- 43. **Clause 43:** Agreed to
- 44. **Clause 44:** Agreed to

The Committee adopted the report on the consideration of the Public Procurement and Asset Disposal (Amendment) Bill (N.A. Bill No. 32 of 2021) having been proposed by Hon. Catherine Waruguru, MP and seconded by Hon. Daniel Nanok, MP.

**MIN.NO.NA/F&NP/2021/404:**

**CLAUSE BY CLAUSE CONSIDERATION  
AND ADOPTION OF THE REPORT OF THE  
PUBLIC PROCUREMENT AND ASSET  
DISPOSAL (AMENDMENT) (NO. 2) BILL  
(N.A. BILL NO. 36 OF 2021)**

The Committee deliberated on the amendments proposed in the Bill and resolved as follows:

- 1. **Clause 1:** Agreed to
- 2. **Clause 2:** Delete
- 3. **Clause 3:** Agreed to
- 4. **Clause 4:** Delete
- 5. **Clause 5:** Agreed to
- 6. **Clause 6:** Agreed to
- 7. **Clause 7:** Agreed to
- 8. **Clause 8**
  - a. Amend paragraph (1) by deleting the word "*business*".
  - b. Amend paragraph 2(a) by deleting the words "*twenty-four*" and substituting with the words "*forty-eight*".
- 9. **Clause 9:** Delete

The Committee adopted the report on the consideration of the Public Procurement and Asset Disposal (Amendment) (No. 2) Bill (N.A. Bill No. 36 of 2021) having been proposed by Hon. Joseph Oyula MP and seconded Hon. (Dr.) Christine Ombaka, MP.

**MIN.NO.NA/F&NP/2021/405:**

**ADJOURNMENT/DATE OF NEXT  
MEETING**

There being no other business to deliberate on, the meeting adjourned at 1.06 p.m. The next meeting will be on Tuesday, 23<sup>rd</sup> November 2021 at 10.00a.m.

HON. GLADYS WANGA, CBS, MP  
(CHAIRPERSON)

Sl. No. \_\_\_\_\_ DATE \_\_\_\_\_

23/11/2021



**REPUBLIC OF KENYA  
THE NATIONAL ASSEMBLY  
TWELFTH PARLIAMENT (FIFTH SESSION)**

**DEPARTMENTAL COMMITTEE ON FINANCE & NATIONAL PLANNING**

In the matter of Article 118 (1)(b) of the Constitution and National Assembly Standing Order 127(3) and  
In the matter of consideration by the National Assembly of the:

1. The Asian Widows' and Orphans' Pensions (Repeal) Bill (National Assembly Bill No. 29 of 2021); and
2. The Provident Fund (Repeal) Bill (National Assembly Bill No. 30 of 2021)

**INVITATION FOR PUBLIC PARTICIPATION (SUBMISSION OF MEMORANDA)**

Article 118(1)(b) of the Constitution provides that, "Parliament shall facilitate public participation and involvement in the legislative and other businesses of Parliament and its Committees". Standing Order (S.O.) 127(3) provides that "the Departmental Committee to which a Bill is committed shall facilitate public participation and take into account the views and recommendations of the public when the Committee makes its report to the House".

The Asian Widows' and Orphans' Pensions (Repeal) Bill (National Assembly Bill No. 29 of 2021) introduced by Hon. (Dr.) Amos Kimunya, E.G.H, M.P, Leader of the Majority seeks to repeal the Asian Widows' and Orphans' Pensions Act following the enactment of the Public Finance Management Act, 2012.

The Provident Fund (Repeal) Bill (National Assembly Bill No. 30 of 2021) introduced by Hon. (Dr.) Amos Kimunya, E.G.H, M.P, Leader of the Majority seeks to repeal the Provident Fund Act following the enactment of the Public Finance Management Act, 2012.

The Bills were read a First Time on Tuesday, 10<sup>th</sup> August 2021 and committed to the Departmental Committee on Finance and National Planning for consideration in accordance with the provisions of Standing Order 127(3).

Pursuant to Article 118(1)(b) of the Constitution and Standing Order 127(3) of the National Assembly, the Clerk of the National Assembly hereby invites members of the public and stakeholders to submit memoranda on the Bill.

The memoranda may be addressed to the Clerk of the National Assembly, P.O. Box 41842-00100, Nairobi; hand-delivered to the Office of the Clerk, Main Parliament Buildings, Nairobi; or emailed to [clerk@parliament.go.ke](mailto:clerk@parliament.go.ke); to be received on or before Thursday, 2<sup>nd</sup> September 2021 at 5.00 p.m.

Copy of the Bill is available at the National Assembly Table Office, or on [www.parliament.go.ke/the-national-assembly/house-business/bills](http://www.parliament.go.ke/the-national-assembly/house-business/bills).

**MICHAEL R. SIALA, CBS  
CLERK OF THE NATIONAL ASSEMBLY  
19<sup>th</sup> August 2021**

Clerk's Chamber  
Former Meru South County Council Offices  
P.O Box 694  
Email: [tharakanithicountyassembly@gmail.com](mailto:tharakanithicountyassembly@gmail.com),  
[clerk@tharakanithica.go.ke](mailto:clerk@tharakanithica.go.ke)



**REPUBLIC OF KENYA  
COUNTY GOVERNMENT  
THE COUNTY ASSEMBLY OF THARAKA NITHI  
OFFICE OF THE CLERK/SECRETARY  
COUNTY ASSEMBLY SERVICE BOARD**

**RE-ADVERTISEMENT**

**INVITATION FOR APPLICATION FOR THE COUNTY ASSEMBLY AUDIT COMMITTEE**

Pursuant to section 155(5) of the Public Finance Management Act, 2012, Public Finance Management (County Government) regulations, 2015 section 167 and Audit committee guidelines for the County Government. The County Assembly of Tharaka Nithi invites application for the position of Chairperson and two (2) Members of the County Assembly Audit Committee.

**Roles of the Committee**

- Support the Accounting officer with regard to their responsibilities for issues of risk, control and governance and associated assurance.
- Follow up on the implementation of the recommendations of Internal and external auditors
- Any other responsibility as laid out in the Kenya gazette Vol. CXVIII No.40 of 15/4/2016 and guidelines issued by the public sector Accounting standards Board.

**Requirements for appointment as Chairperson of the Audit Committee:-**

1. Hold a degree from a recognized university in Kenya.
2. Hold CPA(K) in good standing.
3. Possess knowledge and experience of not less than 7 years in Audit and or Financial Management/Accounting.
4. Possess knowledge and experience in public service/developed system of Government and knowledge in risk management.
5. Meet requirement of chapter six of the constitution.
6. Holders shall be an added advantage.

**Requirements for appointment as Member (2) of the Audit Committee:-**

1. Hold a degree from university recognized in Kenya
2. Have progressive working experience of not less than 5 years
3. Member of Institute of Internal audit of Kenya or ICPAK
4. Have knowledge in public service/developed system of government
5. Meet requirement of chapter six of the constitution.

**Terms of appointment**

- Members of Audit committee shall be appointed for a term of 3 years on part time basis and shall be eligible for re-appointment for a further one term only
- Despite paragraph (i) above, after expiry of every term at least one third of the committee shall retire and not be eligible for re-appointment.
- The term should only be extended after performance of the member has been reviewed.
- Applicants should not be past/present employee/agent of Tharaka Nithi County Government/Assembly or political office holder.

**HOW TO APPLY**

Interested and qualified candidates are requested to submit their applications accompanied by:-

1. Curriculum vitae,
  2. Certified copies of relevant Academic and Professional Certificates,
  3. National Identity Card,
  4. Clearance from Directorate of Criminal Investigation,
  5. Kenya Revenue Authority,
  6. Ethics and Anti-corruption Commission and other relevant supporting documents.
- Soft copies shall be preferable in compliance to the Covid-19 protocols.

Applications may be done through email nos. [tharakanithicountyassembly@gmail.com](mailto:tharakanithicountyassembly@gmail.com) and [clerk@tharakanithica.go.ke](mailto:clerk@tharakanithica.go.ke) to be received on or before Wednesday 1<sup>st</sup> September, 2021.

**AMOS K.SIKWEYA  
CLERK OF THE COUNTY ASSEMBLY**



*Vision | To be the seat of good governance  
Mission | To steer the County of Tharaka Nithi to prosperity through effective legislation, consultative representation and robust oversight*

**REPUBLIC OF KENYA**

Clerk's Chamber  
Former Meru South County Council Offices  
P.O Box 694  
Email: [tharakanithicountyassembly@gmail.com](mailto:tharakanithicountyassembly@gmail.com),  
[clerk@tharakanithica.go.ke](mailto:clerk@tharakanithica.go.ke)



Telegraphic address  
"Assembly" Chuka  
Telephone: 0202399828  
Cell 0710272056

**COUNTY GOVERNMENT  
THE COUNTY ASSEMBLY OF THARAKA NITHI  
OFFICE OF THE CLERK/SECRETARY  
COUNTY ASSEMBLY SERVICE BOARD**

**TENDER/REGISTRATION OF SUPPLIERS FOR THE  
FINANCIAL YEAR 2021/2023.**

Pursuant to section 71 and 74 of the Public Procurement and Asset Disposal Act 2015, Tharaka Nithi County Assembly Service Board is in the process of registering suppliers for various categories and advertising for tenders for the financial years 2021/2023 under the listed categories.

CATEGORY A: GENERAL GOODS AND WORKS			
NO	TENDER REF NO	TENDER ITEM DESCRIPTION	CATEGORY
1.	TNCA/P/01/21-23	supply of general office stationery	Special Group
2.	TNCA/P/02/21-23	Supply of furniture and fittings	Special Group
3.	TNCA/P/03/21-23	Supply of telephone and telecommunication equipment	Special Group
4.	TNCA/P/04/21-23	General Supply, kitchen items, milk and dry goods.	Special Group (Local)
5.	TNCA/P/05/21-23	Supply of Hardware materials	Special group(local)
6.	TNCA/P/06/21-23	Supply of Diaries, calendars and printed materials	Special group
7.	TNCA/P/07/21-23	Supply of bottled water	Special group(local)
8.	TNCA/P/08/21-23	Supply and delivery of photocopiers, computers, printers, projectors, laptops, ups and other ICT related machines and their consumables	Special group
9.	TNCA/P/09/21-23	Supply and delivery of fuel, oil, lubricants and motor vehicle parts	Open
10.	TNCA/P/10/21-23	Supply and delivery of uniform and Linen	Open
CATEGORY B: SERVICES			
11.	TNCA/P/11/21-23	Provision of training and capacity building	Open
12.	TNCA/P/12/21-23	Provision of air ticket and travel agency	Open
13.	TNCA/P/13/21-23	Provision of wire and wireless internet services	Special Group
14.	TNCA/P/14/21-23	Provision of repair of motor vehicles and other equipment	Open
15.	TNCA/P/15/21-23	Provision for repair and maintenance of office buildings	Special group
16.	TNCA/P/16/21-23	Provision of repair and Maintenance Services of Audiovisual Equipment	Special group
17.	TNCA/P/17/21-23	Provision of repair and maintenance of computers printers and laptops	Special group
18.	TNCA/P/18/21-23	Provision for repair of office furniture	Special group
19.	TNCA/P/19/21-23	Provision for motor vehicle hire services	Open
20.	TNCA/P/20/21-23	Provision of Consultancy services in legislation services	Open
21.	TNCA/P/21/21-23	Provision of Legal Services and Litigation	Open
22.	TNCA/P/22/21-23	Provision of conveyance services	Open
CATEGORY C: OPEN TENDER			
1.	TNCA/CONF/01/21-23	Provision of conference facilities and catering services.	Framework Contract
2.	TNCA/INS/01/21-22	Provision of Medical cover for Members of County Assembly and Staff.	Open (Underwriters) IFMIS NEGOTIATION NO 889983/2021/2022
3.	TNCA/INS/02/21-22	Provision of Group Personal Cover, Work Injury Cover, Group Life Cover both for Members of County Assembly and Staff and General Insurance	Open Brokers and Underwriters IFMIS NEGOTIATION NO 889982/2021/2022

**KEY**

- 1 Open - Open to all bidders
- 2 Special group - Youth, Women, Persons Living with disabilities
- 3 Special group (local) - special group local firms.

Interested eligible candidates may download detailed tender documents free of charge from Tharaka Nithi County Assembly website [www.tharakanithica.go.ke](http://www.tharakanithica.go.ke) or Government Portal [supplier.treasury.co.ke](http://supplier.treasury.co.ke)

Tender for Insurance covers should be submitted via IFMIS.

Completed tender documents in plain sealed envelope indicating the tender number and name without identifying the sender should be addressed to:

**The Clerk/ Secretary County Assembly Service Board  
County Assembly of Tharaka Nithi,  
P.O Box 694,  
Chuka,  
Tel: 0710272056**

Thereafter placed in the tender box at Tharaka Nithi County Assembly Chuka Offices before 2<sup>nd</sup> September 2021 at 11:00am.

Opening of bids will take place immediately in the presence of bidders or their representative who may choose to attend in strict adherence to Covid-19 protocols.

Bidders are advised to ensure serialization of all the pages of the tender document.

**AMOS K. SIKWEYA  
CLERK OF THE COUNTY ASSEMBLY**



*Vision | To be the seat of good governance*

*Mission | To steer the County of Tharaka Nithi to prosperity through effective legislation, consultative representation and robust oversight*

