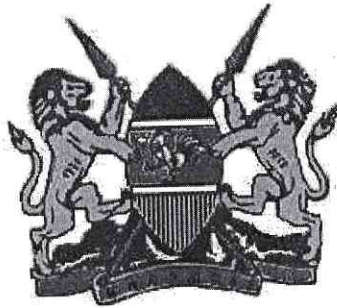




**REPUBLIC OF KENYA
BOMET COUNTY ASSEMBLY**

SECOND ASSEMBLY-FIFTH SESSION

THE COMMITTEE ON EDUCATION, YOUTH AND SPORTS

REPORT

**ON THE VETTING OF NOMINEE FOR APPOINTMENT TO
THE POSITION OF CHIEF OFFICER FOR YOUTH AND
SPORTS**

OCTOBER, 2021



Mesiah

*Hand on the Table of the County
Assembly on 19th October 2021
at 2:30 p.m. *[Signature]**

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1.0 PREFACE

Mr. Speaker Sir,

On behalf of the Committee on Education, Youth and Sports and pursuant to Standing Order 193(5)(f), it is my duty and pleasure to present to the Assembly, the Committee's report on the vetting of the nominee submitted by the Governor to be vetted for appointment as the Chief Officer Youth and Sports.

This is one of the Sectoral committees established under the Standing Order 193(1) of the County Assembly Standing Orders. It is therefore the relevant Committee that is mandated to vet and report on appointments, for approval by the County Assembly including that provided for under Section 45(1)(a) of the County Governments Act, 2012.

1.1 Committee Membership

Mr. Speaker Sir,

The Committee on Education, Youth and Sports as currently constituted, comprises of the following members: -

- | | |
|----------------------------|--------------------|
| 1. Hon. Joseph Kellong | -Chairperson |
| 2. Hon. Vincent Mutai | - Vice Chairperson |
| 3. Hon. Marcella Chepkirui | - Member |
| 4. Hon. Zadock Kilel | - Member |
| 5. Hon. Robert Rono | - Member |
| 6. Hon. Joseah Chepkwony | - Member |
| 7. Hon. Andrew Maritim | - Member |

1.2 Committee's Mandate

Mr. Speaker,

The Sectoral Committee on Education, Youth and Sports derives its mandate from the provisions of Standing order 193(5) which defines functions of the Committee as being:

- a) To investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned departments;
- b) To study the programs and policy objectives of departments and the effectiveness of their implementation;
- c) To study and review all legislation referred to it;
- d) To study, assess and analyze the relative success of the departments measured by the results obtained as compared with their stated objectives;
- e) To investigate and inquire into all matters relating to the assigned departments as may be deemed necessary, and as may be referred to it by the County Assembly;
- f) To vet and report on all appointments where the Constitution or any**

-law requires the County Assembly to approve, except those under Standing Order 188 (Committee on appointments); and

- g) To make reports and recommendations to the Assembly as often as possible, including recommendations of proposed legislation.

1.3 Nomination of the Chief Officer Youth and Sports

Mr. Speaker,

Pursuant to Section 45(1)(a) of the County Governments Act, 2012, the Governor forwarded to the Speaker of the County Assembly, the name of the nominee namely: **Mr.Vincent Kiplangat Tonui** vide a letter dated 8th September,2021 for vetting and approval by the County Assembly for appointment as the Chief Officer Youth and Sports. The Hon. Speaker then directed the committee on Education, Youth and Sports to conduct an approval hearing on the nominee and report to the Assembly as provided for under the Public Appointments (County Assemblies Approval) Act, No.5 of 2017.

1.4 Committee Meetings

Mr. Speaker Sir,

The nominee appeared for vetting in accordance with the Public Appointments (County Assemblies Approval) Act, No.5 of 2017 for appointment as the Chief Officer Youth and Sports.

The approval hearing was conducted at the County Assembly Chambers on Tuesday 5th October, 2021. In conducting the vetting exercise, the Committee made reference to the Constitution, the Public Appointments (County Assemblies Approval) Act, No.5 of 2017, the County Governments Act, 2012 and the County Assembly Standing Orders.

The Committee complied with the Constitutional and other legal requirements and established procedures for approval hearing. It ensured that public participation and openness in carrying out the proceedings were adhered to.

2.0 Acknowledgment

Mr. Speaker,

The Committee wishes to thank the Offices of the Speaker and the Clerk of the County Assembly for the support accorded to it during the vetting exercise and execution of the committee's mandate.

As the chairperson, I also take this opportunity to thank all Members of the Committee for their commitment to serve the public.

Mr. Speaker, Sir,

The Committee made several observations on the nominee during the vetting exercise. These observations guided the Committee in making its final recommendation. The Committee's final recommendation was based on the information by the nominee from the proceedings of the Committee during the vetting exercise, the Constitution and all other relevant statutes. The Committee's recommendation was agreed upon by the Committee Members during the adoption of the Report on 16th October, 2021.

Mr. Speaker Sir

Finally, on behalf of the Committee, and pursuant to Section 9(2) of the Public Appointments (County Assemblies Approval) Act No. 5 of 2017 and Standing Order No. 193(5)(f), I have the honor and pleasure to present the committee's report on vetting of the nominee for appointment as the Chief Officer Youth and Sports.

SIGNED:



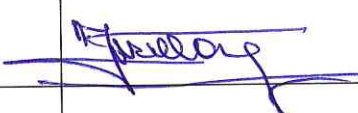
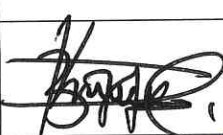
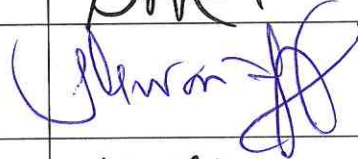
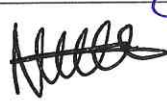
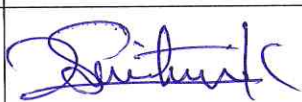
DATE:

16/10/2021

**HON. JOSEPH KELLONG
CHAIRPERSON**

3.0 Adoption of the Report

We, the members of Education Youth and Sports Committee, do append our signatures against our names to this report to affirm the correctness of the contents and support for the report.

No.	Name	Designation	Signature
1.	Hon. Joseph Kellong	Chair	
2.	Hon. Vincent Mutai	V/Chair	
3.	Hon. Zadock Kilel	Member	
4.	Hon. Joseah Chepkwony	Member	
5.	Hon. Marcella Chepkirui	Member	
6.	Hon. Robert Rono	Member	
7.	Hon. Andrew Maritim	Member	

Dated October, 2021

4.0 Background

The Committee on Education, Youth and Sports is one of the Sectoral committees established under Standing Order No. 193(1) and deals with all matters relating to pre-primary education, village polytechnics, home craft centres and childcare facilities, youth affairs, children's welfare racing and sports.

Section 45(1) of the County Governments Act, 2012, provides that **"The governor shall—**

(a) nominate qualified and experienced county chief officers from among persons competitively sourced and recommended by the County Public Service Board; and

(b) with the approval of the county assembly, appoint county chief officers.

Additionally, the procedure for approval hearing, issues for consideration and period for consideration and reporting is provided for under the Public Appointments (County Assemblies Approval) Act, No. 5 of 2017.

Article 73 (2) of the Constitution on leadership and Integrity provides the guiding principles of leadership and Integrity which include;

- a) Selection on the basis of personal integrity, competence and suitability or election in free and fair election;
- b) Objectivity and impartiality in decision making and in ensuring that decisions are not influenced by nepotism, favoritism, other improper motives or corrupt practices.
- c) Selfless services based solely on the public interest, demonstrated by-
 - i. Honesty in the execution of public duties
 - ii. The declaration of any personal interest that may conflict with Public duties.
 - iii. Accountability to the public for decisions and actions; and
 - iv. Discipline and commitment in service to the people.

4.1 Issues for consideration in conducting the Approval hearing

In conducting the Approval hearing, the committee was guided by Article 73 (2) (a) (b) (c) (d) and (e) of the Constitution, Section 7(8) and Section 8 of the Public Appointments (County Assemblies Approval) Act, No. 5 of 2017.

4.2 Appointment Process of the Chief Officer Youth and Sports

Pursuant to Section 45(1)(a) of the County Governments Act, 2012, the Governor forwarded to the Speaker of the County Assembly, the name of the nominee vide a letter dated 8th September, 2021 for vetting and consideration by the County Assembly for appointment as the Chief Officer Youth and Sports.

On 21st September, 2021, the name of the nominee was tabled in the County

Assembly and the Hon. Speaker directed that the nominee be referred to the Committee on Education, Youth and Sports for vetting and reporting to the County Assembly as per Section 9(1) of the Public Appointments (County Assemblies Approval) Act, NO. 5 of 2017.

4.3 Notification to the nominee

The Clerk of the Assembly, pursuant to Section 7(4) of the **Public Appointments (County Assemblies Approval) Act, No. 5 of 2017** notified the nominee of the time and place for holding the approval hearing through a letter dated 23rd September, 2021 and an advert in the Standard Newspaper of 25th September, 2021.

4.5 Committee meetings

The Committee conducted an approval hearing on Tuesday 5th October, 2021. However, before the nominee was invited to appear, the committee held a session in order to deliberate and agree on standardized questions on the approval hearing in line with the Public Appointments (County Assemblies Approval) Act, No. 5 of 2017.

4.6 Submission of written statement on oath (Memoranda)

By close of business on Friday 1st October, 2021, the Committee had not received any written statement on oath (Memorandum) contesting the suitability of the nominee to hold office for which he was nominated.

4.7 The Approval hearing

The committee allocated the nominee a maximum of two hours for the approval hearing. In conducting the approval hearing, the Committee was guided by, among other legal documents, the Constitution, the County Governments Act 2012, the Public Appointments (County Assemblies Approval) Act No. 5 of 2017 and the County Assembly Standing Orders.

The Committee also considered the following criteria during the approval hearing;

- a) Work experience as relates to position
- b) Education/ Training relevant to the position
- c) Interest in and knowledge relating to specific position
- d) Communication Skills (written/oral)
- e) Presentation (promptness, neatness of resume/application, appearance)
- f) Decision making/problem solving skills

After the approval hearing the committee made the following observations regarding the nominee;

1. The nominee satisfied the requirement of Section 45(1)(a) of the County Governments Act, 2012. This is because the nominee has over 5 years of experience in public service.
The committee therefore observed that the nominee has capacity to serve as the Chief Officer Youth and Sports.
2. The committee also observed that based on his responses during the approval hearing, the nominee clearly portrayed great ability in problem solving on issues concerning youths and sports.
3. The committee further noted that the nominee has an in-depth understanding of the roles, responsibilities and functions of the County Chief Officer Youth and Sports.
4. The nominee satisfied Chapter six of the Constitution of Kenya on Leadership and Integrity since he submitted the required clearance documents.

8.0 COMMITTEE'S RECOMMENDATION

At the end of the approval hearing, the committee made the following recommendation:

That having considered the suitability, capacity and integrity of the nominee, and pursuant to **Section 9 (2) of Public Appointments (County Assemblies Approval) Act No. 5 of 2017**, the Committee recommends that the County Assembly **approves** the nomination and subsequent appointment of **Mr. Vincent Kiplangat Tonui** as the County Chief Officer in-charge of Youths and Sports.