REPUBLIC OF KENYA

COUNTY ASSEMBLY OF BOMET

SECOND ASSEMBLY- FIFTH SESSION

GENDER, CULTURE AND SOCIAL SERVICES COMMITTEE

REPORT

ON THE 2019/2020 EXPENDITURE REPORT OF THE BOMET COUNTY DEPARTMENT OF YOUTH, GENDER, CULTURE AND SPORTS.

MARCH 2021

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Preface

1.1 Background

Mr. Speaker Sir,

The expenditure report for the department of Youths, Gender, Culture and Sports for the Financial Year 2019/2020 was received at the Assembly on 10th March 2021 and subsequently actioned to the Committee on Gender, Culture and Social Services on 11th March 2021 for further scrutiny and further action as per Standing Order 193(5) (a). Though it was not laid on the Table of the County Assembly, the Committee is expected to give feedback on their findings by tabling it.

The specific mandates of Youths, Gender, Culture and Sports department is to:

i. Establish museums and cultural sites/ theatres

ii. Establish libraries

iii. Establish rehabilitation centers

iv. Develop sports training centers

v. Develop and equip youth empowerment centers

vi. Promote protection of children and other vulnerable groups

In the financial year 2019/2020, the department was allocated, Ksh 125,020,370 for development and in the first supplementary budget it was reduced to KsH 124,920,870 while in the second supplementary budget it was increased to KsH 129,580,430. The department had three programs services and three sub programs as listed;

1.2 Mandate of the Committee

The County Assembly Standing Order 193 and the second schedule to the Standing orders establishes the Committee on Gender, Culture and Social Services to deal with all matters relating to gender, Cultural activities and facilities, public entertainment and public amenities, including betting, casinos and other forms of gambling, cinemas, video shows and hiring, libraries, museums, county parks, recreation facilities; control of drugs and pornography, betting and lotteries.

Furthermore, Standing order 193(5) provides the functions of a Sectoral Committee as follows: -

a) *investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned departments;*
b) *study the program and policy objectives of departments and the effectiveness of the implementation;*
c) *study and review all county legislation referred to it;*
d) *study, assess and analyze the relative success of the departments as measured by the results obtained as compared with their stated objectives;*
e) *investigate and inquire into all matters relating to the assigned departments as they may deem necessary, and as may be referred to them 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) *make reports and recommendations to the County Assembly as often as possible, including recommendation of proposed legislation*

1.3 Acknowledgement

I wish to thank the members of the committee on Gender, Culture and Social Services for dedicating their time and energy to examine, analyze the submitted expenditure report for the period ended 30th June 2020 and coming up with this report. The Committee is equally grateful to the office of the Speaker and the Clerk of County Assembly for the support received as it discharged its mandate.

1.4 Membership and ownership of the Report

Mr. Speaker sir,

The composition of the committee comprises of the following members whose signatures have been appended confirming that the committee undertook the agenda therein and came up with the recommendations based on the observations having examined the report as submitted.

No.	Name	Designation	Signature
1.	Hon. Alice Chesang	Chairperson	
2.	Hon. Janet Turgut	V/Chairperson	
3.	Hon. Wesley Kiprotich	Member	
4.	Hon. CiciliaMutai	Member	
5.	Hon. Alfred Langat	Member	
6.	Hon. Robert Rono	Member	
7.	Hon. Richard Chirchir	Member	

Dated this..........29th..........**of March, 2021**

for Signed.................................Date.........29th.........

HON. ALICE CHESANG

CHAIRPERSON FOR GENDER, CULTURE AND SOCIAL SERVICES COMMITTEE

2.0 Objectives of the Report

Mr. Speaker Sir,

Gender, Culture and Social Services Committee had the following key objectives which guided us in examining the submitted report which enabled the Committee to recommend way forward. These objectives formed the basis on the Constitutional mandate and role of Assembly in oversighting the executive as contemplated under Article 185 of the Constitution.

1. Degree of compliance level in relation to implementing the approved budget of 2019/2020
2. Determine the implementation status of the priority projects and programs.
3. Ascertain the output and impacts of projects
4. Challenges and gaps witnessed in the department which hampered full implementation and absorption rates of the budgeted funds.

2.1 Methodology

The Committee did not only examine the report as submitted, but the also consulted the executive department through the CECM and Chief Officer in charge. The CEC Member in charge of the department was invited on 15th of March 2021 to shed more light on issues which were not clearly addressed in the report.

Legal Framework

Article 226(2) of the Constitution of Kenya provides that the accounting officer of a national public entity is accountable to the National Assembly for its

financial management, and the accounting officer of a county public entity is accountable to the county assembly for its financial management.
Article 183 of the Constitution provides that a county executive committee shall provide the county assembly with full and regular reports on matters relating to the county.

Section 149(1) of the Public Finance Management Act, 2012 provides that an accounting officer is accountable to the county assembly for ensuring that the resources of the entity for which the officer is designated are used in a way that is—

(a) lawful and authorized; and

(b) effective, efficient, economical and transparent.

(2) In carrying out a responsibility imposed by subsection (1), an accounting officer shall, in respect of the entity concerned—

(a) ensure that all expenditure made by the entity complies with subsection (1);

(b) ensure that the entity keeps financial and accounting records that comply with this Act;

(c) ensure that all financial and accounting records that the entity keeps in any form including in electronic form are adequately protected and backed up;

(d) ensure that all contracts entered into by the entity are lawful and are complied with;

(e) ensure that all applicable accounting procedures are followed when acquiring or disposing of goods and services and that, in the case of goods, adequate arrangements are made for their custody, safe
guarding and maintenance;

Section 47(1) of the County Governments Act, 2012 provides that the county executive committee shall design a performance management plan to evaluate performance of the county public service and the implementation of county policies.

(2) The plan shall provide for among others—

(a) objective, measurable and time bound performance indicators;

(b) linkage to mandates;

(c) annual performance reports;

(d) citizen participation in the evaluation of the performance of county government; and

(e) public sharing of performance progress reports.

2.2 Committee meetings to scrutinize the report

The Committee held four meetings and a report writing exercise session that culminated towards the preparation of this report. The main key areas of concern included the following priorities;

1. Gender issues
2. Children and social protection
3. Culture and libraries

3.0 Committee Observations

As a committee we noted that;

3.1 Program I: Gender Issues

1. The departmentwas allocated Ksh.30, 450,000 with Ksh. 19,438, 000 spent in implementing various projects as per the submitted report.
2. Gender Issues as a program had an allocation totaling **Ksh. 21, 400,000**.
3. Gender issues as a program had two main sub-programs (gender mainstreaming and economic empowerment).
    - Gender mainstreaming was allocated **Ksh.12,700,000**and **Ksh.10, 906, 800** was spend in accomplishing the following activities.
    - Gender mainstreaming on human resources, gender rights, ownership and gender roles.
    - Sensitizing community on public participation in collaboration with SDG forum.

- Gender responsive budgeting.
- Train gender champions on disability and gender mainstreaming in collaboration with CREAW.

Issue noted

The cost for each activity was not provided to justify how the Ksh.10, 906, 800 was utilized.

3.2 Program II: Children and Social Protection

This program had an allocation of Ksh.4, 050, 000 and the same amount was spent in the following activities

No.	Project activity	Allocation	Amount spent	Status of implementation
1	Support to children in children charitable institutions and special needs institutions with food stuff and sanitary towels.	3,000,000	3,000,000 (10 charitable children's institution were supported -10 special needs institutions supported.	Done
2	Liaising with the governor's office and supporting full implementation of	500,0000	500,000 -Support vulnerable orphans with	Done

	the Christmas Tree Fund		foodstuffs	
3	Support to persons with disabilities with assistive devices for mobility and learning aids.	1,200,000	-support 120 families with wheelchairs and other 50 with artificial legs.	
4	(IMPLEMENTATION OF KSB MOU) Signing of MOU Blind(Korara and Kapkesosio units)	50,000	50,000 (Trained committees of Korara and Kapkesosio) units for visually impaired.	Done
5	Support to women with disabilities with water tanks	500,000	500,000 (Distributed fifty water tanks to women with disabilities.)	Done
6	Fencing of children rescue centre at Kipreres			Complete

7	Support to needy and vulnerable households with iron sheets		200 households provided with iron sheets.	Done

Issues Noted by the Committee

1. We noted that 10 charitable children's institution were supported and 10 special needs institutions supported. The Committee should have been provided with the names of the said 10 charitable children's institutions and special needs institutions.
2. While implementing the Christmas Tree Fund through the Support of vulnerable orphans with foodstuffs, it could have been wise to provide the number of orphans supported through the program.
3. In supporting 120 families with wheelchairs and other 50 with artificial legs, the issue of equity across the county is paramount as one of the principle constitutional mandate.
4. The Wards in which fifty water tanks were distributed to women (PWDs) should be provided because it should be known if the issue of regional balance was factored in.
5. The cost incurred in fencing of children rescue Centre at Kipreres was not provided.
6. The cost of providing 200 households with iron sheets was not given and should be provided including the Wards they come from.

3.3 Program III: Culture and Libraries

The Committee observed that;

This program was allocated Ksh. 5 Million and Ksh. 4,482,000 spent in carrying out the following activities

No.	Project activity	Allocation	Amount spent	Status of implementation
1	Talent search competition	2,700,000	3,000,000	85%
2	Support of Makimeny community library	582,000	2,000,000 for both libraries	40%
3	Establishment of Kaptien Community Library	1,200,000		70%

Issues Noted on Culture and Libraries program implementation

1. The specific activities undertaken during talent search amounting to Ksh.3 Million was not provided. The CEC in charge should justify how Ksh. 3Million was utilized.
2. Specify how much each of the libraries (Makimeny and Kaptien) got.

3.4Submissions from the County Executive Committee Member

On Gender mainstreaming programme

When asked on why the amount spent in gender mainstreaming is more than the amount allocated i.e. (10,906,800 and 10,700,000 respectively), the CEC stated that it was erroneous and that they summed up all funds including

2,000,000 support from partners through gender mainstreaming sensitization programmes.

Clarification on each activity

On Gender mainstreaming on human resources, gender rights, ownership and gender roles, the CEC stated that it took 1.5million and the training were carried out across five sub counties.

On sensitizing community on public participation in collaboration with CDG forum, the CEC stated that Ksh.1 million was utilized and this allocation supported COG programme on sensitization on women to participate in public participation, budget making process and Gender Responsive budgeting.

On Gender responsive budgetingKsh. 500,000 which went towards support of pwds and women to conduct social audit on county projects.

She also stated there was training of Gender champions on disability and gender mainstreaming in collaboration with CREAW which provided training on among other issues harmful cultural process, prevention measures of Gender Based Violence and Management of survivors

On Economic Empowerment programme

HIV/ Aids self-help groups were trained and supported with fertilizers for which Ksh.1 million was allocated to procure seeds and fertilizers for 100 HIV/Aids self-help groups.

On Support of the registered CBOs with the economic empowerment tools, CEC stated that it was erroneous and that Ksh. 1m was spent on entrepreneurship skills training only since funds were not enough to support them with tools of empowerment

On registration of CBOs, self-help groups, sensitization of entrepreneurial skills, self-reliance, and financial management, the CEC stated that Ksh. 500,000 was spent in support of registration of CBOs of village elders and artists.

On support for vulnerable families with iron sheets, the CEC stated that Kenya shillings 1million was used and it supported 50 families not per ward but based on emergency and need

On support for women with disabilities with water tanks Ksh.2million allocation was used to support 50 families which was 2 per ward.

On mentorship programme for 2500 girls across the county Ksh.2 million was utilized. This was for foodstuffs and mentorship for girls across 5 sub counties. Two girls were drawn from every primary school.

Children and social protection programme

On CCIs and SSIs which benefited from 3 million, the CEC stated that 10 children homes were supported with foodstuffs worth Kenya Shillings 500,000.

On fencing of children rescue Centre in kipreres ward (no amount allocated) but Kenya shillings 2million under development vote was used to fence kipreres rescue center under social protection.

Culture and libraries programme

On clarification on 2.7 million for talent search, the CEC stated that the programme cuts across youth culture section programme that runs across 5 sub counties.

3.5 Conclusion

Mr. Speaker Sir, having examined the submitted report and conducted fact finding to some of the project areas, the Committee was able to conclude the following

i. That in terms of degree of compliance level in relation to implementing the approved budget of 2019/20, the Committee noted that there was compliance in terms of implementing programs and sub-programs that had been approved.
ii. In terms of implementation status of the priority projects, most of the approved projects were implemented.
iii. In terms of output and impacts of projects done on the residents, the anticipated impact of the prioritized projects was felt especially during the Corona period. Such expectations could include increased revenue collections, rapid services delivery, reduced travelling time looking for water access through provision of water tanks. Provision of artificial legs and wheelchairs really assisted PWDs by aiding movement.
iv. The Challenges and gaps in gender, culture and Social services sector which were expected to be addressed during the f/y 2018/19 were issues on, unemployment, poverty, education, gender mainstreaming on human resources, gender rights, ownership and gender roles. These were hampered by partly the inadequate budgetary allocation, gaps in human resource staffing and training. Lack of development of County Master Plan for social services sector.

3.6 Committee Recommendations

Upon reviewing the report and the submission by the department, the committee made the following recommendations;

1. The department should first develop a comprehensive County Master plan to guide all the projects, programs and funding on matters of County Social services.
2. There is need to have a county database for the Social services sector including PWDs. This will be important in knowing the distribution of such groups across the County and in ensuring equitable sharing of resources so that no Ward or category misses out on County Services.
3. There is need to progressively allocate sufficient funds to the department during budget making to ensure adequate staffing, capacity building and completion of priority programs.