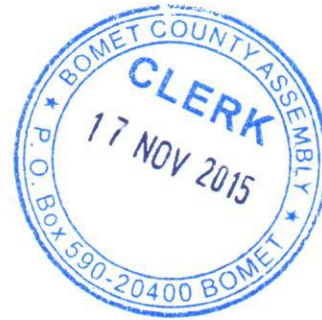


REPUBLIC OF KENYA



BOMET COUNTY ASSEMBLY

FIRST ASSEMBLY-THIRD SESSION

REPORT OF
GENDER CULTURE AND SOCIAL SERVICES

THE VETTING OF THE CHIEF OFFICER FOR GENDER CULTURE CHILDREN
YOUTH AND SPORTS
BOMET COUNTY

November, 2015

*for EGM
17/11/2015
Tabled on 17/11/2015
[Signature]*

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(i) **Appendix (1) –Correspondence**

- Kenya Revenue Authority
- Higher Education Loans Board
- Ethics and Anti-Corruption Commission
- Education Certificates and Credentials
- Other Documents as requested by the committee

(ii) **Appendix (2)**

Minutes

(iii) **Appendix (3) – Curriculum Vitae**

- Annex (1)- Daniel KipkiruiNgeno

(iv) **Appendix (4)- Questionnaire for vetting/approval as submitted to the County Assembly by the Nominee**

1.0 PREFACE

Mr. Speaker Sir,

The Gender Culture Children Youth and Sports Department has had one Chief Officer since the County Government came into force. Pursuant to section 45 (1) of the County Government Act, 2012 on the appointment of county chief officers, 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.

Section (3) describes the role of a County chief officer who shall be responsible to the respective county executive committee member for the administration of a county department as provided under section 46.

Mr. Speaker Sir,

On behalf of the Members of the Gender Culture and Social Services Committee and pursuant to the provisions of Standing Order No. 193 (5) (f), it is my pleasure and duty to present to the Assembly, the Committee's Report on the vetting of the Bomet County Chief Officer of Gender Culture Children Youth and Sports.

2.0 ACKNOWLEDGMENT

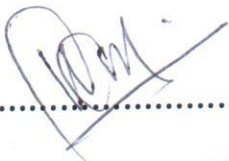
Mr. Speaker Sir,

I would like to thank the Members of the Gender Culture and Social Services for their dedication, commitment, integrity and valuable contributions in carrying out the vetting process.

I would also wish to express my gratitude to the office of the Speaker and Clerk of the County Assembly and also the staff for their effort and support during the vetting process

Mr. Speaker Sir,

On behalf of the Gender Culture and Social Services Committee, it is therefore my pleasurable duty and privilege to table the Report and recommend it to the House for adoption.

Signed.....

HON. WILLIAM MOSONIK

CHAIRPERSON, GENDER, CULTURE AND SOCIAL SERVICES

DATE.....16TH 11 - 2015.....

3.0 Committee Membership

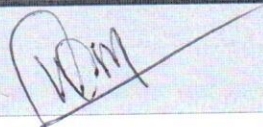
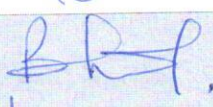
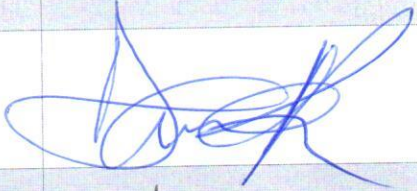
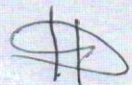
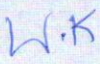
Mr. Speaker Sir, the County Assembly Gender, Culture and Social Services Committee as currently constituted comprises of the following Members:

NAME	DESIGNATION
1. Hon. William Mosonik, MCA	Chairperson
2. Hon. Rose Boiyon, MCA	V/Chairperson
3. Hon. Bency Too, MCA	Member
4. Hon. David Rotich Big Five, MCA	Member
5. Hon. HellenChepkirui, MCA	Member
6. Hon. Sammy Chelule, MCA	Member
7. Hon. Wilson Keter, MCA	Member

4.0 Ownership of the Report

Mr Speaker Sir,

On behalf of the Members of County Assembly Committee on Gender Culture and Social Services we do append our signatures confirming that we as a committee sat and undertook the agenda therein and we unanimously agree with the contents of the report.

NAME	DESIGNATION	SIGNATURE
1. Hon. William Mosonik	Chairperson	
2. Hon. Rose Boiyon	V/Chairperson	
3. Hon. Bency Too	Member	
4. Hon. David Rotich Big Five	Member	
5. Hon. Hellen Chepkirui	Member	
6. Hon. Sammy Chelule	Member	
7. Hon. Wilson Keter	Member	

5.0 Committee's Mandate

Mr. Speaker Sir,

County Assembly Sectoral committee draws its mandate from County Assembly Standing Orders No.193 which state that the mandate of Sectoral Committee in respect of the subject matter assigned under the Second Schedule of these Standing Orders shall only be exercised within the limits contemplated under part 2 of the Fourth Schedule to the Constitution.

Mr. Speaker Sir,

Functions, roles and duties of the Committee

The functions and roles of the Committee is drawn from Standing Order no.193 (5) 1 and 2 and which shall be to:

- (a) Investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned department.
- (b) Study the programme and policy objectives of departments and the effectiveness of the implementation.
- (c) Study and review all County Legislations referred to it
- (d) Study, assess and analyse the relative success of the departments as measured by 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 187.

Mr. Speaker Sir,

The subject areas on the committee are as follows:-

The committee on Gender Culture and Social Services is mandated as per the standing order number 193 to deal with child care facilities, all matters related to cultural activities, public entertainment and public amenities, including betting, casinos and other forms of gambling, racing liquor licensing, cinemas, video shows and hiring, libraries, museums and cultural activities as well as facilities and county parks, beaches and recreation facilities. They are also mandated in controlling drugs and pornography.

Standing Order No. 193 (5) (f) provides that a Sectoral Committee shall, **vet and report on all appointments where the Constitution or any law requires the County Assembly to approve, except those under Standing Order 185 (Committee on Appointments)**

6.0 Nomination of the Chief Officer for Gender Culture Children Youth and Sports

Mr. Speaker Sir,

Pursuant to Section 45 of the County Government Act, 2012, The Governor, through office of the County Secretary, forwarded to the Clerk of the Bomet County Assembly, the name of the following nominee for Gender, Culture, Children, Youth and Sports for consideration and approval by the Bomet County Assembly for appointment as the Bomet County Chief Officer for Gender, Culture, Children, Youth and Sports:-

Nominee	Department
Daniel K Ngeno	Gender, Culture, Children, Youth and Sports

On Thursday, 22nd October 2015, the name of the nominee for the position of County Chief Officer (**Gender, Culture, Children, Youth and Sports**) was tabled, with the

Curriculum Vitae directed and referred to the committee on Gender Culture and Social Services.

An advert was placed in the Daily Nation Newspaper on Friday, 6th November, 2015 inviting the public to submit any information/memorandum/petition that may have a bearing on the selection of the candidates by Wednesday 11th November, 2015.

The public was expected to participate in the vetting process through the submission of memoranda (affidavits) on the suitability or otherwise of the nominee. However, no memoranda were received from the public.

Mr. Speaker Sir,

The nominee submitted copies of the following documents on 12th November, 2015:-

- I. Curriculum Vitae/ Personal credentials/ academic certificates
- II. Clearance certificate from the Ethics and Anti-Corruption Commission
- III. Compliance Certificate from Kenya Revenue Authority (KRA)
- IV. Clearance Certificate from the Higher Education Loans Board (HELB)
- V. Certificate of Good Conduct from Criminal Investigation Department (CID)

Committee Meetings on Vetting

The Committee held one sitting on 12th November 2015 in which Daniel K. Ngeno appeared before the committee and was vetted in accordance with the provisions of the County Governments Act, 2012 and Bomet County PublicAppointments (Assembly Approval) ActNo.1of2014 for appointment as Chief Officer for Gender, Culture, Children, Youth and Sports.

6.2 Establishment of Gender Culture and Social Services

Mr. Speaker Sir,

The Committee is one of the Sectoral Committees established under Standing Order No. 191. The function vetting by the committee is stipulated under Standing Order 191(5)

with the mandate to consider for approval by the House, appointment of the Chief Officer for Gender, Culture, Children, Youth and Sports. The said provision as well as the County Governments Act requires H.E. the Governor to nominate and with the approval of the County Assembly, appoint the Chief Officer for Gender, Culture, Children, Youth and Sports. It is important to note that Section 10(1) of the Public Appointment (Bomet County Assembly Approval) Act, 2014 *provides that, “where the nomination of a candidate is rejected by the County Assembly, the appointing authority may submit another nominee to the Assembly for vetting and approval accordingly”*

6.3 Appointment Process of the Chief Officer for Gender, Culture, Children, Youth and Sports.

Pursuant to Article 235(b) of the Constitution and section 45 of the County Governments Act 2012, the Governor, through the County Secretary, forwarded to the Clerk of the County Assembly, the name of the nominee vide a letter dated 10th July 2015 for approval by the County Assembly as the Chief Officer for Gender, Culture, Children, Youth and Sports.

On 22nd October 2015, the Hon. Speaker in communication to the House, informed the House that the Clerk of the County Assembly, had received the name of the nominee and directed that the name and Curriculum Vitae of the said nominee be referred to the Gender Culture and Social Services Committee for vetting and reporting to the House within 21 days from the day it was committed to the committee.

Pursuant to Section 6(8) of the Bomet County Public Appointments (Assembly Approval) Act, 2014 *“an approval hearing shall focus on a candidate’s academic credentials professional training and experience, personal integrity and background”* Section 6(9) of the same acts states that *“the criteria specified in the first schedule shall be used by a committee during an approval hearing for the purposes of vetting a candidate”*

Mr. Speaker Sir,

Section 7 of The Bomet County Public Appointments (Assembly Approval) Act, 2014 further recommends that the issues for consideration by the Assembly in relation to any nomination shall be-

- (a) The procedure used to arrive at the nominee;*
- (b) Any constitutional or statutory requirements relating to the office in question; and the suitability of the nominee for the appointment proposed having regard to whether the nominee's abilities, experience and qualities meet the needs of the body to which nomination is being made.*

Mr. Speaker Sir,

The public was expected to participate in the vetting process through submission of memoranda (affidavits) on the suitability or otherwise of the nominee. On 6th November 2015, the Clerk of the County Assembly placed a notice in the Daily Nation Newspaper inviting the public to submit memoranda by Wednesday 11th November, 2015 on the suitability of the nominee or otherwise. A public notice was also placed on notice boards in wards around the County pursuant to The Public Appointments (Bomet County Assembly) Act No. 1 of 2014. However, no memorandum was received from the public.

6.4 Vetting of the Chief Officer of Gender Culture Children Youth and Sports

In conducting the vetting process, the Gender Culture and Social Services Committee examined the nominee against the following criteria, amongst others, in accordance with the -Bomet County Public Appointments (Assembly Approval) Act No. 7 of 2014.

- i. Academic Qualifications*
- ii. Employment record*
- iii. Professional affiliations*
- iv. Potential conflict of interest*
- v. Knowledge of the relevant field*
- vi. Overall suitability for the position*
- vii. Tax compliance*

viii. Integrity

During its Sitting held on Thursday 12th November 2015 at the Assembly Chambers the Committee orally interviewed the nominee for appointment as the Bomet County Chief Officer for Gender, Culture, Children, Youth and Sports.

6.5 Daniel K. Ngeno: County Chief Officer for Gender, Culture, Children, Youth and Sports

Daniel K. Ngeno appeared before the Committee on Thursday 12th November, 2015. After introductions, the Chairperson informed the nominee that despite inviting memoranda from the public, on his suitability or otherwise for appointment to public office, none was received and that the vetting process was strictly guided by the law and more specifically, the Constitution of Kenya, the County Governments Act as well as Bomet County PublicAppointments(AssemblyApproval) ActNo.1of2014

In his oral submission he stated that;

- I. He is aware of the challenges the department is facing i.e. old age persons, lack of rehabilitation centres, lack of cultural and heritage centres etc.
- II. He would, given an opportunity, conduct an assessment for PWDs and conduct civic education before giving them the monthly stipend
- III. He would impart knowledge to the youth and push for allocation of land to be used in constructing a cultural and heritage centres.
- IV. He would talk with Mpesa Foundation to sponsor construction of Rehabilitation Centres
- V. He said that he has passion to work for Bomet County
- VI. He would Make sure that the County Government is getting its value for money through integrated planning for social services
- VII. He would give technical advice in the Gender Culture, Children, Youth and Sports.
- VIII. He would ensure equity and fairness and encourage gender mainstreaming
- IX. He would ensure that the department is well integrated with other portfolios

i. Academic Qualifications

He submitted that;

1. He is currently a candidate of Ph.D. Programme on Education Administration and Planning and Management, Kabarak University
2. He holds a Master's Degree of Education Administration, Planning and Management, the University of Nairobi
3. He holds post graduate Diploma of Education, Kenyatta University
4. He holds Bachelor's Degree, Theology, Kenya Highlands Evangelical University
5. He holds Advanced Teachers Certificate, Evangelical Teacher Training Association/ Kenya Highlands Evangelical University
6. East African Certificate of Education (EACE), Kabungut Secondary School
7. Kenya Junior Secondary Examination (KJSE) Kabungut Secondary School
8. Certificate of Primary Education, Kiplokyi Primary School

ii. Employment Record

On employment record, he submitted that;

- He is currently serving as a director in Gender Culture Children Youth and Sports Department, Bomet County Government
- He has served as a Director in charge of Water and Irrigation, Bomet County Government
- He has previously served as a senior lecturer, Kericho Teacher's Training College, Coordinator of performance Contract, Child friendly schools initiative and disaster risk reduction
- He has previously served as a part-time Assistant lecturer, Kenya Highlands Evangelical University
- He has served as a high school principal, high school teacher, primary school head teacher, primary school teacher in several schools.

iii. Potential Conflict of Interest

There were no areas that could create any potential conflict of interest according to the filled questionnaire and returned by the Nominee

iv. Overall Suitability for the Position

- Has knowledge and experience in the field of Social Services having worked as a director in the department.
- The nominee submitted academic credentials to the Committee that proved he was qualified for the position despite having worked in education related field over a long period of time.

v. Knowledge of the Relevant Field

The nominee;

- Demonstrated confidence, knowledge, skills and experience in leadership and management having held various leadership positions in his career
- He was conversant with roles of counties, constitutional provisions, laws and policies related to Social Services

vi. Tax Compliance

The nominee submitted documents to confirm that he had fully complied with all his tax obligations.

vii. Integrity

After conducting the oral interview of the nominee on Thursday 12th November, 2015 the Committee scrutinize the nominee's oral submissions, Curriculum Vitae and Certificates with the goal of establishing his suitability for appointment as the Chief Officer for Social Services and observed the following:-

The nominee had no integrity issues and provided relevant documents including the following;

- i. Police clearance certificate to substantiate.
- ii. Kenya Revenue Authority clearance
- iii. Higher Education Loans Board clearance

iv. Ethics and Anti-Corruption Commission

At the time of vetting, no issues had been raised by the members of the public concerning the integrity of the nominee. Therefore, it was noted by the committee that the nominee had fully complied with the laid down requirements of being appointed to the said position.

7.0 COMMITTEE'S OBSERVATIONS

The Committee made the following observations in regard to the general suitability of the nominee to be appointed as Chief Officer for Social Services

That:-

- I. Daniel K. Ng'eno was well versed with constitutional provisions and aware of the functions, powers and roles of the County Government's Gender, Culture, Children, Youth and Sports.
- II. He understands the challenges Bomet County faces in provision of social services i.e. delay in payment of old age and PWDs. He said he would come up with a single registry and keep continuous records and even go ahead to approach sponsors like NGOs to fund some programs in the department.
- III. He understands what he is expected to do in the County department of Social Services. He said he is expected to manage the department and use the system planning and ensure policies pending are done.
- IV. He is well versed with skills on guidance and counselling, gender awareness and involvement, communication skills and which in the view of the committee would enable him offer advisory services to the C.E.C Gender, Culture, Children, Youth and Sports.
- V. He has skills in conflict resolutions, stress management, Substance abuse, time management and study skills which can assist in addressing the social related challenges in the county
- VI. He was very articulate on the interview questions, confident and has good communication skills.
- VII. He was conversant with his expected mandate/ roles.
- VIII. At the time of vetting, no issues had been raised by the members of the public concerning the integrity of the nominee. Therefore, it was noted by the committee that the nominee had fully complied with the laid down requirements of being appointed to the said position.

8.0 COMMITTEE'S RECOMMENDATIONS

“Mr. Speaker Sir, having considered the oral submission of the nominee, the academic and professional qualification and pursuant to the provisions of Section 45 (1) (b) of the County Governments Act 2012, Bomet County PublicAppointments(AssemblyApproval) ActNo.1of2014 and Standing Order No. 195 (5) (f) the Gender Culture and Social Services Committee recommends that:-

- i. Based on the vetting process followed the committee found that the **Nominee was suitable for the appointment as a Chief Officer for Gender Culture Children Youth and Sports.**
- ii. The County Assembly adopts the Report of the Gender Culture and Social Services on the vetting of Daniel K. Ngeno to be appointed as the Chief Officer for Gender, Culture, Children, Youth and Sports Department in the Bomet County”.