

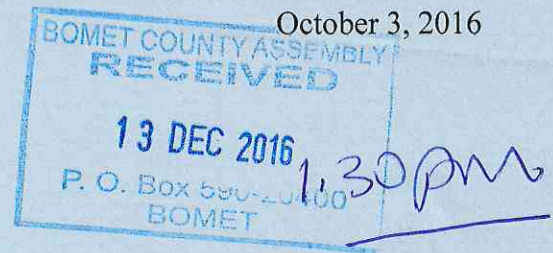
COUNTY GOVERNMENT OF BOMET

OFFICE OF THE GOVERNOR

BC.26/15/3

October 3, 2016

The Clerk
Bomet County Assembly
Po Box 590 – 20400
BOMET, KENYA



RE: CORRIGENDA TO THE MEMORANDUM

Pursuant to my Memorandum dated 30th June 2016, I hereby forward a *Corrigenda* dated 3rd October 2016, to correct the errors noted on the Memorandum.

For ease of reference we hereby tabulate the totals for each vote on the Memorandum that we have since corrected as hereunder.

S/NO	VOTE	TOTAL (KSHS)	VOTE	TOTAL (KSHS)
1	R 101	951,532,788	D 101	60,000,000
2	R 102	327,568,749	D 102	5,356,050
3	R 103	208,517,111	D 103	104,446,638
4	R 104	56,485,390	D 104	391,198,000
5	R 105	489,968,221	D 105	489,965,936
6	R 106	78,226,677	D 106	30,000,000
7	R 107	205,395,646	D 107	177,081,856
8	R 108	95,971,410	D 108	340,000,000
9	R 109	209,631,191	D 109	238,357,706
10	R 110	127,324,488	D 110	429,777,408
11	R 111	92,235,585	D 111	68,200,00
12	R 112	495,000,000		
	TOTAL	3,337,857,256		2,334,383,594

GRAND TOTAL – 5,672,240,850

Kindly expedite the process as directed by the High Court and also take into account public interest of the entire people resident in Bomet County.

Isaac K. Ruto, EGH
Governor

COUNTY GOVERNMENT OF BOMET



Hm Speaker
For your attention
13/12/16

Clerk -

*Have received it at 2:26 PM.
Kindly let me have advice on this*

Hand on file on Assembly 12/12/2016



COUNTY GOVERNMENT OF BOMET
OFFICE OF THE GOVERNOR



CORRIGENDA

Corrigenda to the Governor's Memorandum Reference dated 30th day of June 2016 addressed to the Speaker of the County Assembly of Bomet on Refusal to Assent to the Bomet County Appropriation 2016 and suggesting amendments to the Appropriation Bill 2016

(The County Government of Bomet)

1. VOTE R101

The amount required for the financial year ending 30th June 2017 for operations and maintenance for the Office of the Governor, the Deputy Governor, the County Secretary, the County Executives and the County Public Service Board is **Kshs. 198,167,685.**

The amount budgeted for purchase of motor vehicle is meant to pay for the vehicles acquired on credit through instalments arrangements. The said vehicles have already been delivered and currently in use.

The amount allocated for legal fees is to enable the County Government to acquire legal services to ensure all its activities meet the designated legal threshold.

Articles 35, and 38 of the Constitution of Kenya (hereinafter referred to as "the Constitution" and sections 87, 88,89, 90, 91, 92, 93, 94, 95, 96 and 97 of the County Governments Act, 2012, stipulate that public participation in the preparation and development of policy or legislation is mandatory. The proposed reduction of **Kshs. 33,000,000** will inhibit the county Governments capacity to deal with legal obligations to its citizens.

The original projection submitted by the Office of County Executive Committee Member in charge of Finance are based on the County Fiscal Strategy Paper (hereinafter referred to as "the paper"). The paper is prepared pursuant to sections 107(1),(3)&(4), 117(5)&(6) of the Public Finance Management Act, Cap.412C (hereinafter referred to as "the Act"), regulations 26(1),(3)and(4) of the Public Finance Management (County Governments) Regulations 2015.(hereinafter referred to as "the Regulations") and adopted by the County Assembly under section 117(6). Section 117(6) states—

"Not later than fourteen days after submitting the County Fiscal Strategy Paper to the county assembly, the county assembly shall consider and **may adopt it with or without amendments.**"

It is hereby submitted that the County Assembly of Bomet cannot exercise the right to substantively vary the estimates in the Bomet County Appropriations Act, 2016 and should have exercised this right during the consultative process undertaken while preparing the County Fiscal Strategy paper.

Further, the proposed alteration does not take into account the County Fiscal Framework adopted under the County Fiscal Strategy Paper contrary to section 107 and 117(6) of the Act and regulations 26(1),(3)and(4) of the Public Finance Management (County Governments) Regulations 2015.

RECOMMENDATION:

I recommend that the Vote R101 on operations and maintenance—

- (1) for the office of the Governor, Deputy Governor, County Secretary, County Executives and Public Service Board be amended by deleting the figure “Ksh.161,567,685” and substituting with the figure “Ksh.198,167,685”;
- (2) for administration support staff be amended by deleting the figure “Ksh.87,107,000” and substituting with the figure “Ksh.111,767,000”.

To Read

RECOMMENDATION:

I recommend that the Vote R101 for salaries, operations and maintenance—

- (1)for the office of the Governor, Deputy Governor, County Secretary and County Executives be amended by deleting the figure “Ksh.161,567,685” and substituting with the figure “Ksh.198,167,685”;*
- (2)for administration and support staff be amended by deleting the figure “Ksh.87,107,000” and substituting with the figure “Ksh.111,767,000” and for salaries by inserting Kshs 430,070,578/= instead of Kshs 284,500,000/=. This will gather for salaries as set in the budget estimates.*

2. VOTE R105

The amount required for staff operation and maintenance for medical services for the year ending 30th June 2017 for Vote R105 is “**Ksh.17,601,325**”. The economic classification of the purchase of medical equipment, leasing of medical and dental equipment is development expenditure as they add to the stock of existing capital.

The proposed alteration does not take into account the County Fiscal framework adopted under the County Fiscal Strategy Paper contrary to sections 107(1),(3)&(4), 117(5)&(6) of the Act, regulations 26(1),(3)and(4) of the Regulations and adopted by

the County Assembly under section 117(6) as the money is committed recurrent expenditure that is redacted from the National Treasury.

RECOMMENDATION:

I recommend that the figure for vote R105 for operation and maintenance expenses be amended by deleting the figure “472,366,896” and substituting thereof with the figure “17,601,325”.

To read

RECOMMENDATION

I recommend that the figure for vote R105 for operation and maintenance expenses be amended by deleting the figure “463,667,261” and substituting thereof with the figure “17,601,325”.

3. VOTE R102

The amount required for the financial year ending 30th June 2017 for operations and maintenance for Finance department is Kshs. **183,745,944.**

The amount allocated to this vote caters for provision of services such as purchase of furniture for new and existing offices in all the departments. In addition, the amount allocated to community participation is meant to enable the county discharge its mandate in the budgeting process as required by law

I submit that **Kshs. 40,000,000** allocated to purchase of office furniture and fittings for new and existing offices in all the departments remain as submitted in the estimates.

The proposed alteration does not take into account the County Fiscal framework adopted under the County Fiscal Strategy Paper contrary to sections 107(1),(3)&(4), 117(5)&(6) of the Act, regulations 26(1),(3)and(4) of the Regulations and adopted by the County Assembly under section 117(6).

I submit that **Kshs.5,000,000** is directed towards enabling the County Government discharge its legal obligations of facilitating public participation in accordance with Articles 35, and 38 of the Constitution and sections 87, 88,89, 90, 91, 92, 93, 94, 95, 96 and 97 of the County Governments Act, 2012.

RECOMMENDATION:

I recommend that the Vote R102 for operations and maintenance expenses be amended by deleting the figure “158,745,944” and substituting thereof with the figure “183,745,944”.

To Read

RECOMMENDATION:

I recommend that the Vote R102 for operations and maintenance expenses be amended by deleting the figure "158,745,944" and substituting thereof with the figure "171,886,284".

4. COUNTY ASSEMBLY

COUNTY ASSEMBLY

CLASS SUB-TOTAL COUNTY ASSEMBLY

RECOMMENDATION:

I recommend that the **CLASS SUB-TOTAL** figure be amended by deleting the figure "635,663,137" and substituting it with the figure " 495,000,000 " to cater for initial adjustments proposed herein.

To read

RECOMMENDATION:

I recommend that the CLASS SUB-TOTAL figure be amended by deleting the figure "635,663,137" and substituting it with the figure "495,000,000 " to cater for salaries of Kshs. 272,304,300 and operations and maintenance of Kshs 222,695,700.

5. CLASS SUB-TOTAL RECURRENT

CLASS SUB-TOTAL RECURRENT

RECOMMENDATION

I recommend that the **CLASS SUB-TOTAL RECURRENT** figure be amended by deleting the figure "3, 443,701,994" and substituting it with the figure "3,337,857,256" to cater for initial class adjustments proposed herein.

To Read

RECOMMENDATION

I recommend that the CLASS SUB-TOTAL RECURRENT figure be amended by deleting the figure "3,443,701,994" and substituting it with the figure "2,842,857,256" to cater for initial class adjustments proposed herein.

Dated 2016



ISAAC RUTO, EGH

GOVERNOR, COUNTY GOVERNMENT OF BOMET