



REPUBLIC OF KENYA
COUNTY ASSEMBLY OF BOMET

REPORT OF THE COMMITTEE ON EDUCATION, YOUTH AND SPORTS ON THE BOMET COUNTY WARD
BURSARY FUND BILL, 2021

MAY, 2021

Tabled on 31st May, 2021
at 9.00 a.m
Special Sitting
D.

Mr Speaker
You may
approve
now?
231/5/21

Speaker
Approved

31/5/21

Table of Contents

1.0 Preface	3
1.1 Committee Membership	3
1.2 Acknowledgment.....	5
1.3 Adoption of the Report.....	6
1.4 Executive Summary	7
1.5 An Overview of the Bill	7
1.6 Public Participation Views on The Bomet County Ward Bursary Fund Bill, 2021	8
1.7 Committee's recommendation and proposed amendments	9

1.0 Preface

The committee on Education, Youth and Sports is one of the sectoral committees established under the Standing Orders 193(1) and the Second Schedule to the Standing Orders.

1.1 Committee Membership

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

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

Mr. Speaker, Sir,

The Sectoral Committee on Education, Youth and Sports is constituted pursuant to the provisions of Standing Order No. 193(5) (f) of the Bomet County Assembly¹ and has executed its mandate in accordance with the provisions of the said Standing Order 191(5)² which mandates the Committee to, inter alia:-

- 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;*

¹ Standing Order No. 193(5)(f) of the Bomet County Assembly

² Standing Order 191(5) of the Bomet 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*

1.2 Acknowledgment

Mr. Speaker

I wish to thank the Members of the Committee for dedicating their time and energy to scrutinize the Bill and prepare this report. The Committee is equally grateful to the office of the Speaker, the Clerk of County Assembly and the secretariat for the support received as it discharged its mandate.

1.3 Adoption of the Report

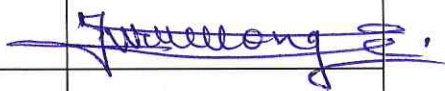
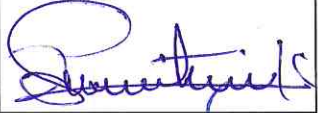
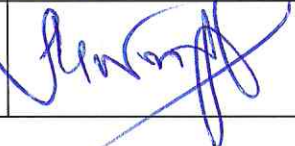
It is therefore my pleasant duty and privilege, on behalf of the Committee on Education, Youth and Sports to table this report on the Bill.

Signed  Date 25/05/2021

Hon. Joseph Kulong, MCA

Chairperson, Committee on Education, Youth and Sports

We, the Honourable members of Committee on Education, Youth and Sports do hereby append our signatures to this report to affirm our approval and confirm its accuracy, validity and authenticity: -

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

1.4 Executive Summary

Mr. Speaker, Sir,

1.5 An Overview of the Bill

The Bomet County Ward Bursary Fund Bill, 2021 provides for the establishment of bursary kitty in the county to assist bright students from under privileged families access education, provide for the establishment and administration of the Bursary Fund, recognize the ward as a platform for identification of students in need of financial assistance in the pursuit of their education, provide for the procedure for application of, and requirements for access to the bursary and provide for the participation of the people in implementation of the bursary allocation.

The Bomet County Ward Bursary Fund Bill, 2021 underwent the First Reading on Wednesday 21st April, 2021 and was effectively committed to the Committee on Education, Youth and Sports as provided for under Standing order 125(1).

Pursuant to Article 196(1)(b) of the Constitution and Standing Order 125(3) which demands public participation and involvement in the legislative and other businesses of the County Assembly and its Committees, a notification was placed in the mainstream print media on 29th April 2021 and the County Assembly website informing the public that the Committee was considering the Bomet County Ward Bursary Fund Bill, 2021 and inviting them to submit views, comments and memoranda which they might have on the proposed Bill on or before Thursday 6th May 2021.

Mr. Speaker, Sir,

The Committee held a total of 4 meetings to consider the Bill. By close of business on Thursday 6th May, 2021 the committee had received one written memoranda regarding the Bill.

Mr. Speaker,

The Bill is very important to the County because it will serve to enhance access to education, promote and increase enrolment, retention, completion and transition rates in schools, improve education standards and literacy levels and assist the poor but bright students access quality education; and further contribute to the objects of devolution by promoting social and economic development of our people.

Mr. Speaker, Sir,

The committee notes that main aim of public participation process is to encourage the public to have meaningful input into the decision-making process. Public participation thus provides the opportunity for communication between agencies making decisions and the public. This

communication can be an early warning system for public concerns, a means through which accurate and timely information can be disseminated, and can contribute to sustainable decision-making. Effective public participation allows the public values to be identified and incorporated into decisions that ultimately affect them

1.6 Public Participation Views on The Bomet County Ward Bursary Fund Bill, 2021

As demanded by Article 196 of Kenyan Constitution, that members of the public be involved in the legislative business of a County Assembly, the Bomet County Assembly Committee on Education, Youth and Sports with a view of ensuring that the members of the public are involved, invited them to submit their views, comments, suggestions and written memoranda on the bill to the Clerk of the County Assembly on or before Thursday 6th May 2021 due to the Covid-19 protocols which could not allow a physical public participation forum to be held. By the timeline stated in the newspaper and as at the time of writing this report, the committee had received written submissions from one Kiprotich Ngetich who stated as follows:

1. That Vocational Training Centers should be given bursaries since they don't get support from CDF and that the county government is responsible for these institutions because it is their core mandate.
2. That hiring of instructors should be done and those serving under contract be confirmed.
3. That the Infrastructure be done by county government the way Early Childhood Education Centers are being done or money for the same be given to each institution.
4. That there should be joint internal practical examination for all the Vocational Training Centers in Bomet county.

1.7 Committee's recommendation and proposed amendments

After an in-depth scrutiny of the Bill, the committee proposed the following amendments as recommendations of the committee;

1. That Clause 5(5) be amended by inserting the words **"vocational training"** immediately before the term **"institutions"**
2. That Clause 6(1) be amended by deleting the terms, **"ensure funds are allocated for bursary in each financial year"** and replacing thereof the words, **"ensure that there are sufficient funds allocated to the Fund"**
3. That Clause 12(3) be amended by deleting the letters **(a) to (c)** and replacing thereof with the letter **"(b)"**
4. That Clause 17(1) be amended by deleting the words **"pursuant to section 116(2) of the public finance"** and replacing thereof with the words, **"for the Fund"**
5. That Clause 18(2)(a) be deleted and the subsequent paragraphs be re-arranged accordingly.
6. That a new clause 12 (2)(d) be introduced with the following words, **"The term of office of members appointed under sub-section 2(b) shall be two years."**
7. That a new clause 31 be introduced with the following words, **"The existing County Bursary Fund Committee and all the existing Ward Bursary Fund Appraisal Committees established under sections 6(2) and 6(5) respectively of the Bomet County Support for Needy Act, 2014 shall continue in office until new committees are established under sections 12 and 18 of the Act."**