

REPUBLIC OF KENYA



NATIONAL ASSEMBLY

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ELEVENTH PARLIAMENT – FOURTH SESSION

DEPARTMENTAL COMMITTEE ON FINANCE, PLANNING & TRADE

REPORT ON THE VETTING OF NOMINEES FOR APPOINTMENT AS MEMBERS  
OF THE COMMISSION ON REVENUE ALLOCATION

DIRECTORATE OF COMMITTEE SERVICES,  
CLERKS CHAMBERS,  
PARLIAMENT BUILDINGS  
NAIROBI

DECEMBER, 2016



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## ABBREVIATIONS

HELB	-	Higher Education Loans Board
CRA	-	Commission on Revenue Authority
EACC	-	Ethics and Anti-Corruption Commission
KRA	-	Kenya Revenue Authority
CID	-	Directorate of Criminal Investigations
PPP	-	Public Private Partnership
GDP	-	Gross Domestic Product
CDC	-	Center for Disease Control

## **CHAIRPERSON'S FOREWORD**

Through his letter dated 9<sup>th</sup> December, 2016 and pursuant to the House resolutions on 1<sup>st</sup> December, 2016 and in furtherance to provisions of Standing Order 42(3) relating to reading and laying of messages in the House and the provisions of Article 215 (1) (a), (b) and (c) of the Constitution, the Speaker of the National Assembly referred the names of the nominees for appointment as members of the Commission on Revenue Allocation to the Departmental Committee on Finance, Planning & Trade for vetting.

The nominees were vetted based on the criteria set in the Public Appointments (Parliamentary Approval) Act 2011, leadership and integrity Act as well as the Construction of Kenya 2010 and other relevant provisions of the law.

After the vetting, all the nominees were found qualified and suitable to serve as Commissioners in the Commission on Revenue Allocation.

The Committee appreciates the assistance provided by the Office of the Speaker and the Clerk of the National Assembly that enabled it to discharge its mandate during the approval hearings. I further wish to express my appreciation to the Honourable Members of the Committee who dedicated their time to participate in the activities of the Committee and preparation of this Report.

It is therefore my pleasant duty and privilege, on behalf of the Departmental Committee on Finance, Planning & Trade, to table its Report in the House on the vetting of the nominees to the Commission of Revenue Allocation for consideration and adoption by the House in accordance with the provisions of Article 250 ( 2) ( b) of the Constitution.

**Hon. Benjamin Langat, CBS, MP**

## EXECUTIVE SUMMARY

This report contains the Committee's proceedings of the approval hearings of the seven (7) nominees to the Commission on Revenue (CRA). Having received the seven (7) names from the political parties represented in Parliament for vetting and through his letter dated 9<sup>th</sup> December 2016, the Speaker of the National Assembly forwarded them to the Departmental Committee on Finance, Planning & Trade for vetting Pursuant to Article 215 (2)(b)&(c) and 251 (2)(b) of the Constitution. The nominees and their nominating parties are itemized in the table below:

	<b>Name of the nominee</b>	<b>Nominating party</b>	<b>Constitutional provisions</b>
1	Mr. Peter Gachuba Njeru	Majority Party, National Assembly	Art. 215(2)(b)
2	Prof. Edward Akong'o Oyugi	Minority Party, National Assembly	
3	Mr. Kishanto Ole Suuji	Majority Party, Senate	Art. 215(2)(c)
4	Dr. Irene C. Koech Asienga		
5	Ms. Fouzia Abdikadir Dahir		
6	Mr. Humprey Wattanga	Minority Party, Senate	
7	Mr. Peter Kiko Kimuyu		

All the seven (7) nominees appeared before the Committee on Monday 19<sup>th</sup> December 2016 for vetting. They were vetted based on the criteria set out in Article 215 of the Constitution, Section 6 (1) of the Commission on Revenue Allocation Act and the Public Appointments (Parliamentary Approval) Act of 2011.

All the nominees met the criteria for clearance by KRA, CID, EACC, & HELB at the time of compiling this report.

On the suitability of the nominees for appointment, the Committee found all the nominees suitable and qualified to serve as Members of the Commission on Revenue Allocation.

The Committee noted political parties and exercised their mandate and submitted their nominees as per Articles 215(2)(b) and 215(2)(c). However, H.E the President had not submitted his nominee (chairperson) as per Article 215(2)(a) of the Constitution. In the absence of the Chairperson, it would be difficult for the Commission to sit.

## 1.1 MANDATE OF THE COMMITTEE

The Committee on Finance, planning & Trade is one of the Departmental Committees of the National Assembly established under Standing Order 216 and mandated:

- (a) To investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned ministries and departments;
- (b) To study the programme and policy objectives of ministries and departments and the effectiveness of the implementation;
- (c) To study and review all legislation referred to it;
- (d) To study, assess and analyse the relative success of the ministries and departments as measured by the results obtained as compared with their stated objectives;
- (e) To investigate and inquire into all matters relating to the assigned ministries and departments as they may deem necessary and as may be referred to them by the House;
- (f) To vet and report on all appointments where the Constitution or any law requires the National Assembly to approve, except those under Standing Order 204 (*Committee on Appointments*); and**
- (g) Make reports and recommendations to the House as often as possible, including recommendation of proposed legislation.

The Committee is mandated to consider subject matters relating to public finance, monetary policies, public debt, financial institutions, investment and divestiture policies, pricing policies, banking, insurance, population, revenue policies, planning, national development, trade, tourism promotion and management, commerce and industry (growth of the industries in Kenya especially the small businesses).

## 1.2 COMMITTEE MEMBERSHIP

<b>Chairman</b>	The Hon. Benjamin Langat, MP
<b>Vice Chairman</b>	The Hon. Nelson Gaichuhie, MP
<b>Members</b>	The Hon. Dr. Oburu Oginga, MP
	The Hon. Jimmy Nuru Angwenyi, MP
	The Hon. Eng. Shadrack Manga, MP
	The Hon. Ahmed Shakeel Shabbir Ahmed, MP
	The Hon. Alfred W. Sambu, MP
	The Hon. Sammy Koech, MP
	The Hon. Sammy Mwaita, MP
	The Hon. Tiras N. Ngahu, MP
	The Hon. Abdul Rahim Dawood, MP
	The Hon. Abdullswamad Sheriff, MP
	The Hon. Anyanga Andrew Toboso, MP
	The Hon. Daniel E. Nanok, MP
	The Hon. Dennis Waweru, MP
	The Hon. Hezron Awiti Bolo, MP
	The Hon. Joash Olum, MP
	The Hon. Jones M Mlolwa, MP
	The Hon. Joseph Limo, MP
	The Hon. Kirwa Stephen Bitok, MP
	The Hon. Lati Lelelit, MP
	The Hon. Mary Emase, MP
	The Hon. Ogendo Rose Nyamunga, MP
	The Hon. Patrick Makau King'ola, MP
	The Hon. Ronald Tonui, MP
	The Hon. Sakaja Johnson, MP
	The Hon. Sakwa John Bunyasi, MP
	The Hon. Sumra Irshadali, MP



### 1.3 COMMITTEE SECRETARIAT

First Clerk Assistant	-	Evans Oanda
Third Clerk Assistant	-	Nicodemus Maluki
Third Clerk Assistant	-	Fredrick Otieno
Legal Counsel II	-	Brigitta Mati
Research Officer III	-	Eric Ososi
Research Officer III	-	Sharon Rotino

### 1.4 RECOMMENDATION

1. The National Assembly approves the nomination of the following nominees for appointment, by H.E. the President, as Members of the Commission on Revenue Allocation pursuant to Articles 215(2) (b) & (c), 250 (2) (b) of the Constitution:
  - i. Prof. Edward Akong'o Oyugi;
  - ii. Mr. Peter Gachuba Njeru;
  - iii. Mr. Kishanto Suuji;
  - iv. Dr. Irene C. Koech Asienga;
  - v. Ms. Fouzia Abdikadir Dahir;
  - vi. Mr. Humphrey Wattanga;
  - vii. Mr. Peter Kiko Kimuyu.
2. His Excellency the President expedites the nomination of the Chairperson of the Commission on Revenue Allocation and presents his choice to the National Assembly for approval.

## 2.0 BACKGROUND INFORMATION

### 2.1 Legal provisions

The Commission on Revenue Allocation (CRA) is an independent Commission set up under Article 215 (1) of the Constitution and assigned functions in Article 216 of the Constitution. Its core mandate is to recommend the basis for equitable sharing of revenues raised nationally between the national and the county governments, and among the county governments.

Article 215(2) of the Constitution provides for the membership of the Commission, which is as follows —

*215(2) The Commission shall consist of the following persons appointed by the President —*

- (a) a chairperson, who shall be nominated by the President and approved by the National Assembly;*
  - (b) two persons nominated by the political parties represented in the National Assembly according to their proportion of members in the Assembly;*
  - (c) five persons nominated by the political parties represented in the Senate according to their proportion of members in the Senate; and*
  - (d) the Principal Secretary in the Ministry responsible for finance.*
- (3) The persons nominated under clause (2) shall not be members of Parliament.*
- (4) To be qualified to be a member of the Commission under clause (2) (a), (b) or (c), a person shall have extensive professional experience in financial and economic matters.*

The current Commissioners assumed office on 31<sup>st</sup> December, 2010 upon promulgation of the Constitution of Kenya, 2010. Section 9(2) of the Commission on Revenue Allocation Act, No.16 of 2011 Laws of Kenya contemplates that persons appointed as members of the Commission shall serve for a period of six years and will not be eligible for re-appointment.

## **2.2 Nomination Process**

Upon notification of the Speakers of both Houses by the Chairperson of the Commission on the expiry of the term of the Commissioners to the Commission on Revenue Allocation at the end of December 2016, the Speakers communicated to the Leaders of the Majority and Minority Parties in the Houses informing them of the impending vacancies and of the intended publication of the notices inviting applications for nomination to the Commission.

In the National Assembly, it was recommended to have the allocation of the two slots done by the coalition way, rather than through individual political parties in the National Assembly. Consequently, the Jubilee Coalition and the Coalition for Reforms and Democracy would be entitled to one slot each.

On 8<sup>th</sup> November 2016, the Clerk of the National Assembly placed an advertisement in the *Daily Nation* and *The Standard* newspapers, inviting qualified persons to submit applications for consideration for appointment as members of the Commission on Revenue Allocation. At the close of the application period on Friday, 18<sup>th</sup> November 2016, sixty three (63) applications had received by the Office of the Clerk National Assembly.

In The Senate on the other hand, adverts were placed on 4<sup>th</sup> November 2016 in the *Daily Nation* and *The Standard* newspapers, inviting qualified persons to submit applications for consideration for appointment as members of the Commission on Revenue Allocation.

The full list of applicants from the National Assembly was published in 'The *Daily Nation*' and the *Standard* newspapers on Friday, 18<sup>th</sup> November 2016; whereas the list for the Senate was published on 25<sup>th</sup> November 2016. The entire list of applicants was forwarded to the two coalitions to nominate from.

## **2.3 Message of the names of the nominees**

On Friday 9<sup>th</sup> December 2016 the Speaker of the National Assembly referred the names of the seven (7) nominees from the Leadership of the Political Parties in Parliament together with their curriculum vitae to the Departmental Committee on Finance, Planning & Trade to conduct approval hearings. The names of the nominees and their nominating coalition were as follows:

	Name of the nominee	Nominating party	Constitutional provisions
1	Mr. Peter Gachuba Njeru	Majority Party, National Assembly	Art. 215(2)(b)
2	Prof. Edward Akong'o Oyugi	Minority Party, National Assembly	
3	Mr. Kishanto Ole Suuji	Majority Party, Senate	Art. 215(2)(c)
4	Dr. Irene C. Koech Asienga		
5	Ms. Fouzia Abdikadir Dahir		
6	Mr. Humprey Wattanga	Minority Party, Senate	
7	Mr. Peter Kiko Kimuyu		

The Speaker further directed the Committee to immediately conduct the vetting process, since the matter will be one of the businesses for consideration by the House during the special sitting anticipated in the Fourth week of December 2016. The Committee was further directed to be ready with the Report on or before 20<sup>th</sup> December 2016 for consideration by the House in accordance with the provisions of Article 250 (2) (b) of the Constitution.

#### 2.4 Committee proceedings

During the approval hearings, the Committee held a total of two meetings.

#### 2.5 Notification to public and submission of memoranda

On Saturday 10<sup>th</sup> December, 2016 and through the Print Media, the Clerk of the National Assembly notified the general public of Committee's vetting programme and requested for memoranda by way of written statement on oath (**sworn affidavit**) regarding the nominees' suitability to serve or otherwise. By the time of vetting on Monday 19<sup>th</sup> December 2016, the Committee had not received any memorandum.

Section 6(9) of the Public Appointments (Parliamentary Approval) Act (No.33 of 2011) provides that *"any person may, prior to the approval hearing and by a written statement on oath, provide the Clerk with evidence contesting the suitability of a candidate to hold the office to which the candidate has been nominated"*.

#### 2.6 Clearance requirements

On 9<sup>th</sup> December 2016, the Clerk of the National Assembly wrote to the nominees informing them of their nomination for positions of Members of the Commission on Revenue Allocation

and requested them to appear for vetting by the Departmental Committee on Finance, Planning & Trade on Monday 19<sup>th</sup> December, 2016. He further requested the nominees to bring with them clearance certificates from the Ethics and Anti-Corruption Commission (EACC); Kenya Revenue Authority (KRA), Higher Education Loans Board (HELB); Criminal Investigation Department (CID); and any of the Credit reference bureaus.

On the same date, the Clerk of the National Assembly wrote to the KRA, HELB, EACC, and CID requesting for tax compliance, loan repayments, integrity and criminal record status respectively of the nominees. By the time of vetting and compiling this report, none of these agencies had objected to the appointment of the nominees.

### **3.0 APPROVAL HEARINGS**

The Committee met with all the nominees on Monday 19<sup>th</sup> December 2016 and conducted approval hearings. During the process, the Committee was guided by the Constitution; Public Appointments (Parliamentary Approval) Act; Commission on Revenue Allocation Act, Standing Orders and other relevant statutes. Specifically, the nominees were examined on the following criteria as set out in the Public Appointments (Parliamentary Approval) Act No. 33 of 2011:-

- Academic qualifications
- Employment record (whether the nominee had ten years experience in finance and economics)
- Professional affiliations
- Potential conflict of interest
- Knowledge of the relevant subject
- Integrity
- Vision and leadership
- Expectations and key priorities

### **3.1 PROF. EDWARD AKONG'O OYUGI**

On Monday 19<sup>th</sup> December 2016, Prof. Edward Akong'o Oyugi appeared before the Committee for vetting and he was orally interviewed by the Committee and responded to questions during the vetting as follows:

#### **a) Self-introduction and Educational Background**

He is a Kenyan citizen born in 1942 in Migori County. He holds a PhD in psychology and social psychology from University of Cologne in Germany (1970). While in Cologne University (1962-1970) he trained in psychology, social psychology and pedagogic. Other trainings include:

- ✓ Some courses in finance totaling up to five semesters
- ✓ Social survey techniques (May 1986- August 1986) from University of Bayreuth
- ✓ Problems of identity in Africa (1987) from University of Bayreuth
- ✓ Social Diagnostic /Field Survey and Evaluation (June 1973-August 1993) from Cologne University
- ✓ Public Finance and Devolution – training Seminar in Ethiopia (1994)
- ✓ Strategic Planning methods (1995)
- ✓ Public Finance under federal Arrangements (1987) from Cologne University

#### **b) Employment history/ Professional Qualification**

Prof. Oyugi has worked for the following institutions:

- Coordinator (CEO), Social Development Network (1994 to date). This involved budgeting, Human Resource and other managerial issues. This gives him more than 15 years experience in finance matters.
- Advisor to the Coalition Government on economic policy making as a member of the National Economic and Social Council between 2008 and 2012
- Lecturer, Kenyatta University (2003 to date).
- Lecturer, Kenyatta University (1971 to 1990) where he rose through the ranks to be a professor.
- Visiting professor, University of Bayreuth, Germany (1985-1987)
- Hoechst E.A ltd (1971)
- He was a Member of the taskforce that drew the laws of devolution in Kenya

#### **c) Political office held**

Prof. Oyugi confirmed to the Committee that he had unsuccessfully run for the Migori gubernatorial position in the 2013 general election. He does not intend to run for the same office in future.

#### **d) What he will do if appointed**

He informed the Committee that he would raise the allocations to the equalization fund and propose review of the revenue sharing formula to address the current concerns from Parliament.

#### **e) His view on fate of CDF**

Prof. Oyugi stated that he was satisfied with the current arrangements on the management of CDF

### **3.2 MR. PETER GACHUBA NJERU**

On Monday 19<sup>th</sup> December 2016, Mr. Peter appeared before the Committee for vetting and he was orally interviewed by the Committee and responded to questions during the vetting as follows:

#### **a) Self-introduction and Educational Background**

He is a Kenyan citizen born in Kirinyaga County. He holds a bachelors of Science degree in Accounting (1993) and a Masters in International Business from Southern New Hampshire University in the USA (1995). He has also undertaken executive courses from Harvard Business School and Wharton Business School.

#### **b) Professional Qualifications**

The nominee has been involved in the Investment Banking and Private Equity Space over the last 25 years. Some Key positions he has held include:

- a. Managing Partner, Strategic African Advisors Limited/ABC Bank (2012- 2016)
- b. Partner, Africa Cap Microfinance Fund, Johannesburg South Africa ( 2004-2009)
- c. Senior Manager, First Africa (EA) Limited (2004)
- d. Consultant, World Bank, Nairobi ( 2004)
- e. Chief Manager, Cooperative Bank of Kenya Ltd (2002-2004)
- f. General Manager, Kestrel Capital (EA) Ltd (Jan 2001)
- g. Associate Fund Manager, CDC Capital Partners (Oct 1998-Dec 2000); among others

He has also served as a Non-executive Director for the following companies:-

- a. Equity Bank Limited, Kenya
- b. Opportunity International Bank, Malawi
- c. Socremo Bank, Mozambique
- d. Tujijenge Tanzania Limited
- e. Pride Microfinance Limited
- f. Household Credit Limited
- g. Wira Properties Limited
- h. Faulu Microfinance Bank Limited

Other notable achievements in his professional sphere include spearheading the following transactions:

- Equity transactions: Mumias Sugar Company, ICDC Investments Ltd, Africa lakes Corporation PLC.
- Debt transactions: Safaricom Kenya Ltd, East Africa Development Bank, Kenya Oil Company Ltd (Kenol) and Shelter Afrique.

**c) His suggestion on how counties can raise more revenue**

Mr. Njeru suggested several initiatives in this regard:

- ✓ Parliament should legislate compelling each county to report its GDP and how it can be factored in the revenue sharing formula
- ✓ Counties should provide a register of their assets and liabilities
- ✓ Counties should hire the right personnel with relevant skills to implement county plans
- ✓ Counties should raise revenue from the capital markets (municipal bonds), develop their own special economic zones, inter county trade among others

**d) His view on fiscal decentralization**

He also informed the Committee that fiscal discipline of counties is weak due to inadequate skills and lack of enforcement. To address this, there is need for a legislation of the proper reporting of the balance sheet of every county at the time of winding up. With this record, the incoming administration will be able to follow what happened in the past and how to move forward.

**e) Current revenue sharing formula**

He further suggested that GDP per county should be included in the revenue sharing formula. This will increase fiscal discipline at counties.

**f) How to enforce accountability of funds at counties**

He emphasized on the need for enforcement of the recommendations of the robust audit system.

**g) On his net worth**

The nominee confirmed that what was recorded was the true value of his net worth according to his own assessment.

**3.3 MR. KISHANTO OLE SUUJI**

On Monday 19<sup>th</sup> December 2016, Mr. Kishanto appeared before the Committee for vetting and he was orally interviewed by the Committee and responded to questions during the vetting as follows:

**a) Self-introduction and Educational Background**

He is a Kenyan citizen born on 12th December 1961 in Narok County. He holds a Bachelor of Arts degree in Economic Development and Public Administration (1990) from the University of



Nairobi and currently undertaking a Master's in Business Administration. The other educational qualifications include the following:

- Certificate in Procurement for senior executives, Scottish Qualifications Authority
- Logistics management and cost reductions
- Diploma in Banks and Financial Institutes, Strategies and management
- Continuous trainings in procurement, finance, administration, HR, public relations

**b) Professional Qualification/Employment history**

Mr. Suuji had worked in the following institutions:

- Deputy Director, Kenya School of Monetary Studies (2010 to date)
- Central Bank of Kenya (held several positions from 1992-2010)
- District Commissioner, Provincial Administration, Office of President (1990-1992)

**c) Professional Membership**

He is a Member of the following institutions:

- CIPS (Chartered Institute of Purchasing and Supplies)
- KISM (Kenya Institute of Supplies Management)

**d) Outside commitment**

Mr. Suuji confirmed to the Committee that once appointed as commissioner of the CRA, he would resign as a public servant in the CBK.

**e) His role as a commissioner of the CRA**

His role as a commissioner was primarily to recommend the revenue sharing formula between the National Government and the County Governments and how counties share revenue.

**f) On fiscal discipline of counties**

He also stated that the major problems facing counties as far as fiscal discipline is concerned is inadequate capacity especially of personnel.

**g) Other parameters that can be included in the revenue formula**

- ✓ Water
- ✓ Infrastructure
- ✓ Education

**h) His net worth**

He confirmed that the amount declared in the vetting questionnaire was the true value of his assets.

### **3.4 Dr. IRENE C. KOECH ASIENGA**

On Monday 19<sup>th</sup> December 2016, Dr. Isienga appeared before the Committee for vetting and she was orally interviewed by the Committee and responded to questions during the vetting as follows:

#### **a) Self-Introduction and Educational Background**

She is a Kenyan citizen born on 6th May 1973 in Kericho County. She holds a PhD, Masters and Bachelors in Economics from the University of Strathclyde in the UK (2012), University of Malawi (2000) and University of Nairobi (1997) respectively.

#### **b) Employment history /Professional Qualification**

Dr. Asienga informed the Committee that she had worked for the following institutions:

- Kabarak University (2004- to date): held several positions including Director, Nairobi Campus, Dean of Business School, Head of Commerce Department and Lecturer among other assignments within the university.
- Christian Children Fund (Supervisor, 1995-1996)

Other trainings and workshop the nominee has attended include:

- Strategic planning workshop
- HR for non-HR managers workshop
- Change management
- Productivity promotion and awareness seminar among others.

#### **c) On whether she has had experience outside academia and what she will bring to CRA**

Her teaching of economics that involves current economic issues gives her the necessary competencies to discharge her role as a commissioner. The current take of CRA that its only 14 counties that are marginalized is wrong. She would recommend that marginalized be identified at much small units such as the constituencies.

While in the Commission, she will recommend performance based revenue allocation to counties.

**d) How to improve fiscal discipline at counties**

Dr. Asienga stated that availability of timely reports from counties and capacity building of personnel at counties would improve the fiscal discipline counties.

**e) Whether Kenya should embrace Germany's three tier revenue sharing criteria**

Dr. Asienga stated that given that most functions within the Kenyan context are not devolved, it will not be prudent to devolve funds to the lower levels without correspondent devolution of functions.

**f) More parameters to improve the current revenue sharing formula**

Mr. Asenga recommended needs assessment and human development index as part of the parameters for consideration in the revenue sharing formula.

**3.5 MS. FOUZIA ABDIKADIR DAHIR**

On Monday 19<sup>th</sup> December, 2016, Ms. Fouzia appeared before the Committee for vetting and she was orally interviewed by the Committee and responded to questions during the vetting as follows:-

**a) Self-introduction and educational background**

She is a Kenyan citizen, Born in 1987 in Garissa County. She is currently undertaking a Master's degree in Business Administration (Finance) at the University Of Wales Institute Of Cardiff. She is a holds a Postgraduate Diploma in Finance from London School of Commerce (2010) and a Bachelors of Commerce degree in Finance from Jomo Kenyatta University of Agriculture and Technology (2009). She has also undertaken other courses like: - Washington Fellowship for Young African Leaders, civic leadership Institute, Tulane University and Mwingozo training by State Corporation Advisory Committee.

**b) Professional qualification/employment history**

Ms. Fouzia informed the Committee that she had worked for the following entities:

- Board Member, Ewaso Nyiro North Development Authority (2015 to date)
- Finance and Administration Manager, Medina Chemicals Ltd (2014 to date). This is a private limited company operating in Nairobi.
- Account Assistant at Medina Chemicals Limited (February 2006 - May 2009)

**c) Pro-bono**

Ms. Fouzia stated that she is supporting women and girl child interest in her community, mentors students and upcoming youth leaders as part of her pro-bono work.

**d) Use of population as parameter in resource allocation**

The nominee informed the Committee that she does not support the use of population as a basis for allocation of resources. She would rather target the needs of specific programmes, cost them and finance them.

**e) Fiscal discipline at counties**

Ms. Fouzia stated that it is not the role of the CRA alone to ensure fiscal responsibility at counties. There are other offices like EACC, Controller of Budget, Auditor General and the National Treasury among others are charged with the responsibility to ensure prudent financial management at the counties.

**3.6 MR. HUMPHREY MULONGO WATTANGA**

On Monday 19<sup>th</sup> December 2016, Mr. Wattanga appeared before the Committee for vetting and he was orally interviewed by the Committee and responded to questions during the vetting as follows:

**a) Self-introduction and educational background**

He is a Kenyan citizen born in 1971 in Nairobi County. He holds a Masters of Business Administration from Wharton School of Business, USA (2000) majoring in Information Systems and Economics and a Bachelors of Science degree in Biochemistry from Harvard University (1996).

**b) Employment history/ professional qualifications**

Mr. Wattanga informed the Committee that he had worked for the following entities:

- Senior partner, AFCORP Investments Johannesburg, South Africa (2003- date)
- Product Marketing and Business Development Manager, SBC Communication INC (Now AT & T) Austin, USA (2001-2002)
- Marketing Strategy and Business Development Manager, AGILLION INC, Austin USA (2000-2001)
- Financial Strategy Consultant, World Health Organization, Geneva Switzerland (1999)

- Cancer Research Laboratory Technician, Beth Israel Deaconess Medical Center – Harvard Medical School Boston, USA (1996-1997)
- Intern, East Africa Industries (EAI) Ltd (Unilever) Nairobi, Kenya (1991-1992)

**c) Areas that require improvements at the CRA**

The nominee singled out enforcement of fiscal discipline and resource mobilization as areas that require urgent address at counties.

**d) Outside commitment**

If appointed as a commissioner at the CRA, Mr. Wattanga stated that he would resign from other positions he is currently holding.

**3.7. PROF. PETER KIKO KIMUYU**

On Monday 19<sup>th</sup> December 2016, Mr. Kimuyu appeared before the Committee for vetting and he was orally interviewed by the Committee and responded to questions during the vetting as follows:

**a) Self-introduction and Educational Background**

He is a Kenyan citizen born in 1950 Makueni County. He holds a PhD in Energy Economics from University of Nairobi (1988), Masters of Science in Energy Economics from University of Surrey England (1984) and a Bachelors of Education in Economics and Mathematics from the University of Nairobi.

**b) Professional Qualifications/ Employment History**

✓ Prof. Kimuyu stated that he has had a career of almost four decades working for the University of Nairobi under the following capacities:

- Professor of Economics (2006 to date)
- Director, School of Economics (2006-2007)
- Chairman, Expanded Department of Economics (2005-2006)
- Associate Professor, Department of economics (1996-2006)
- Chairman, Department of Economics (1991-1994)
- Senior lecturer, Department of economics (1991-1996)
- Lecturer, Department of Economics (1981-1991)
- Assistant Lecturer, Department of Economics (1977-1981)

✓ He further stated that he has served in other academic appointments elsewhere as follows:

- Research Associate, IDS
- Research Associate, KIPPRA
- Executive Director, Institute of Policy
- Research and analysis (IPAR)
- Visiting Fellow, Centre for the study of African Economies, Oxford University
- Acting Executive Director, IPAR
- Senior Research Fellow, IPAR
- Visiting Scholar, School of Economics and Commercial Law, university of Gothenburg

✓ Other positions that he has held outside academia include:

- Member, Kenya National Economic Committee established in 1991 to advise government on how to substitute for donor support.
- Trustee, Rural Extension with Africa's Poor
- External Evaluator, Department of Economics, University of Ghana, Legon
- Chairman, Board of Directors, Export Promotion Council, Ministry of Trade and Industry
- Director, Kenya Commercial Bank Group
- Chairman, Privatization Commission
- Chairman, KCB Rwanda Board
- Trustee, Africa International University
- External Examiner, Institute for Development Studies, University of Nairobi
- Trustee, Slum Outreach Ministries International

**c) Improving the revenue sharing formula**

Prof. Kimuyu proposed improvement of the quality of data used calculating revenue sharing and avoidance of use of poverty index as part of the changes required in the revenue sharing formula. He pointed out that the use of poverty index is synonymous to rewarding failure.

**d) Outside commitment**

Prof. Kimuyu confirmed that he will resign from his current employment engagements if appointed as a Member of the Commission on Revenue Allocation.

#### 4.0 COMMITTEE OBSERVATIONS

The Committee having considered the curriculum vitae and heard oral submissions during the vetting exercise/interview, made the following observations:-

#### 4.1 NOMINATION PROCESS

##### 4.1.1 Nomination by political parties

The nomination process was duly done by political parties represented in Parliament as provided for under Article 215 (2)(b) & (c) of the Constitution. The nominees and their nominating parties were as follows:

	<b>Name of the nominee</b>	<b>Nominating party</b>	<b>Constitutional provisions</b>
1	Mr. Peter Gachuba Njeru	Majority Party, National Assembly	Art. 215(2)(b)
2	Prof. Edward Akong'o Oyugi	Minority Party, National Assembly	
3	Mr. Kishanto Ole Suuji	Majority Party, Senate	Art. 215(2)(c)
4	Dr. Irene C. Koech Asienga		
5	Ms. Fouzia Abdikadir Dahir		
6	Mr. Humprey Wattanga	Minority Party, Senate	
7	Mr. Peter Kiko Kimuyu		

All the nominees that were finally forwarded to the Committee for vetting had applied for the job when the clerks of both Houses of Parliament advertised for the positions of Members of the Commission on Revenue Allocation on 4<sup>th</sup> and 8<sup>th</sup> November 2016 in the local dailies.

##### 4.1.2 Nomination by H.E the President

His Excellency the President is obligated under Article 215(2)(a) to nominate the Chairperson for the Commission on Revenue Allocation for approval by the National Assembly. The Committee is concerned that H.E the president has not exercised this constitutional mandate. Considering that it is only the chairperson that has been mandated to call for CRA's Commission meetings, his/her absence will incapacitate the operations of the Commission.

### **4.1.3 Composition of the Commission**

The Composition of the Commission largely adheres to the provisions of Article 250 (4) of the Constitution on regional and ethnic diversity as well as meeting the two-thirds gender balance as per Article 27(8) of the Constitution.

Article 250(4): Appointments to commissions and independent offices shall take into account the national values mentioned in Article 10, and the principle that the composition of the commissions and offices, taken as a whole, shall reflect the regional and ethnic diversity of the people of Kenya.

### **4.1.4 Memoranda from the public**

As at the time of compiling this report, the Committee had not received any memoranda from the public on the suitability or otherwise of the nominees to serve as Members of the Commission on revenue Allocation.

### **4.1.5 Clearance requirements**

As at the time of compiling this report, none of the clearing offices (CID, KRA, HELB, EACC & CRA had raised objections for appointment of all the nominees.

## **4.2 SPECIFIC OBSERVATIONS ON EACH NOMINEE**

### **4.2.1 PROF. EDWARD AKONG'O OYUGI**

- i) He is a Kenyan citizen born in 1942 in Migori County.
- ii) He holds a PhD in Education from Cologne University in Germany (1970).
- iii) He has a wealth of experience in the social sector having worked in the following capacities:
  - ✓ Education Lecturer at Kenyatta University (1971 to 1990)
  - ✓ Professor of education psychology in Kenyatta University (2003 to date)
  - ✓ Visiting professor at Bayreuth University (1985-1987)
  - ✓ Programme coordinator for rural youth rehabilitation for world Council of Churches in Geneva, Switzerland for one year. Other organizations that he has



consulted for include: Public Law Institute, UNHCR, ARTES, GTZ/ZIM, save the Children among others.

- ✓ He sits in various boards, including the National Economic and Social Council of Kenya, National Governing Council in African Peer Review Mechanisms, AFRODAD Zimbabwe, USHAHIDI UK, International Council World Social Forum, Social Watch Montevideo and Task force on Devolution by Minister of Local Government in 2011 among others.
- iv) He has published many papers on education on psychology and finance. Examples include:
- ✓
  - ✓ The effect of the Teacher's personality on the learning process, the Teacher, Nairobi 1988
  - ✓ Cub on the Hill (Book), the Kenya Literature Bureau 1982, co-authored with prof. Nyasani
  - ✓ The political Economy of Ethnic Identity Conflicts, Lambert Academic publishing, Germany 2016
  - ✓ NEPAD and African Union, in the reality of Aid, Africa Edition, 2003/4
  - ✓ Understanding the Budget Process in Kenya: Edward Oyugi, 2000
  - ✓ Local Governance; New Challenges Facing Municipal Authorities in Kenya. Edward Oyugi and Oduor Ongwen, 2001
  - ✓ Anti-Corruption Research: A Survey of the extent and attitudes towards corruption in service delivery in education, health, land, judicial services and police force. Edward Oyugi 2000
- v) He has never been charged in court of law, has no potential conflict of interest, fully complied with his tax obligation and clearance by HELB.
- vi) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution that deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.

- vii) He unsuccessfully ran for Migori gubernatorial seat in the 2013 general election.
- viii) On qualification for appointment as a Member of the Commission on Revenue Allocation as provided for under Article 215(2)(b) and section 6(1)(b) of the Commission on Revenue Act, the Committee found the nominee suitable and qualified.

#### **4.2.2 MR. PETER GACHUBA NJERU**

- i) He is a Kenyan Citizen born in 1964 Kirinyaga County.
- ii) He holds a Bachelors of Science degree in Accounting and a Master's in International Business from Southern New Hampshire University in the USA. He has also undertaken Executive courses from Harvard Business School and Wharton Business School.
- iii) He has a wealth of experience in the financial services sector having worked for over twenty five (25) years as an investment banker and private equity space. The knowledge gained particularly from working at CDC Capital, Kestrel Capital, Cooperative Bank of Kenya, World Bank, Equity Bank Limited and AfriCap Microfinance Investment Fund (A Specialist Private Equity Fund based in South Africa) and as the managing Partner of Strategic African Advisors, an investment banking arm of ABC Bank, will help him discharge his mandate as a commissioner.
- iv) He has never been charged in court of law, has no potential conflict of interest, fully complied with his tax obligation and clearance by HELB.
- v) He has never held any political position and is not a member of any political party.
- vi) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution that deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry
- vii) On qualification for appointment as a Member of the Commission on Revenue Allocation as provided for under Article 215(2)(b) and section 6(1)(b) of the Commission on Revenue Act, the Committee found the nominee suitable and qualified.

#### 4.2.3 MR. KISHANTO OLE SUUJI

- i) He is a Kenyan citizen born on 12<sup>th</sup> December 1961 in Narok County.
- ii) He is a holds a Bachelor of Arts Degree in Economic Development and Public Administration (1990) from the University of Nairobi and currently undertaking a Master's in Business Administration from Jomo Kenyatta University of Agriculture and Technology. He also has a diploma in Banks and Financial Institutes (2014) from Israel
- iii) His career has primarily been on the financial sector having worked under the following capacities in the CBK:
  - ✓ Deputy Director to Executive Director, KSMS and, Head of Finance and Administration Department (2010 to date)
  - ✓ Manager in charge of logistics at the Kenya School of Monetary Studies (2008 to 2010)
  - ✓ Administration manager, Human Resource Department, at the Central Bank of Kenya (2006 to 2008)
  - ✓ Procurement manager at the Central Bank of Kenya (1996 to 2006)
- iv) He is not a member of any political party
- v) He has no integrity issues
- vi) He has never been charged in court of law, has no potential conflict of interest, fully complied with his tax obligation and clearance by HELB.
- vii) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution that deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry
- viii) On qualification for appointment as a Member of the Commission on Revenue Allocation as provided for under Article 215(2)(b) and section 6(1)(b) of the Commission on Revenue Act, the Committee found the nominee suitable and qualified.

#### **4.2.4 DR. IRENE C. KOECH ASIENGA**

- i) She is a Kenyan citizen born on 6th May 1973 in Kericho County.
- ii) She is a holder of a PhD in Economics from the University of Strathclyde in the UK (2012), a Masters in Economics from University of Malawi (2000) and a bachelors in Economics from University of Nairobi (1997).
- iii) Her work experience has primarily been in the academia lecturing economics besides administration work in Kabarak University since 2002.
- iv) She has competencies in Economics research work, consultancy in economic development, finance and strategic management, report writing skills and experience in performance contracting and strategic plans among others.
- v) She has authored various publications in different journals.
- vi) She has never held any political office nor been a Member of any political party
- vii) She has never been charged in court of law, has no potential conflict of interest, fully complied with his tax obligation and clearance by HELB.
- viii) She has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution that deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry
- ix) On qualification for appointment as a Member of the Commission on Revenue Allocation as provided for under Article 215(2)(b) and section 6(1)(b) of the Commission on Revenue Act, the Committee found the nominee suitable and qualified.

#### **4.2.5 MS. FOUZIA ABDIKADIR DAHIR**

- i) She is a Kenyan citizen, Born in 1987 in Garissa County.
- ii) She is currently undertaking a Master's degree in Business Administration (Finance) at the University Of Wales Institute Of Cardiff.
- iii) She holds a Postgraduate Diploma in Finance from London School of Commerce (2010) and bachelors of Commerce degree in Finance from Jomo Kenyatta University of Agriculture and Technology (2009).
- iv) Her work experience has majorly been in the financial services sector as itemized in the table below:

Employer	Position	Years
Ewaso Nyiro North Development Authority.	Board Member	2015- to date
Medina Chemicals Limited, Nairobi.	Finance and Administration Manager.	2014 – to date
Penta Consultants, Nairobi, Kenya.	Associate Director	2013to date
Medina Chemicals Limited, Nairobi.	Assistant Manager, Finance.	2012- 2014
Women Concern, Kenya.	Project Accountant	2009 –2010
Medina Chemicals Limited, Nairobi.	Account Assistant	2006- 2009

- v) She has never been charged in court of law, has no potential conflict of interest, fully complied with his tax obligation and clearance by HELB.
- vi) She has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution that deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry
- vii) She is not a member of any political party and has never held any political office.
- viii) On qualification for appointment as a Member of the Commission on Revenue Allocation as provided for under Article 215(2)(b) and section 6(1)(b) of the Commission on Revenue Act, the Committee found the nominee suitable and qualified.

#### 4.2.6 MR. HUMPHREY WATTANGA

- i) He is a Kenyan citizen born in 1971 in Nairobi County.
- ii) He was nominated by the minority party in the senate
- iii) He holds a Master of Business Administration from Wharton School, USA (2000) majoring in Information Systems and Economics and a Bachelor's of Science Degree in Biochemistry from Harvard University (1996).
- iv) He has a wealth of experience in the financial services sector having worked under the following capacities:

<u>Company</u>	<u>Position</u>
✓ Nordic Impact Fund	Principal Partner 2016 - Present
✓ AMS International Limited	Investment Advisor - 2012 - 2015

✓ Geothermal Development Corporation	PPP Transaction Advisor - 2015
✓ FIFA World Cup 2010 – South Africa	Advisor to Chairman of LOC 2010
✓ Banking Association of South Africa	Consultant - 2010
✓ GAIN – Bill & Melinda Gates Foundation	Consultant – 2009 - 2011
✓ African Development Bank	Consultant – 2009 -2010
✓ United Nations Development Program	Consultant – 2007
✓ Government of South Sudan	Economic Consultant – 2005 - 2007
✓ Local Government, South Africa	Consultant – 2003 - 2004
✓ NEPAD/African Business Roundtable	Consultant - 2003
✓ SBC Communications/AT&T - USA	Manager – 2001 - 2002
✓ Agillion Inc. – USA	Manager – 2000 – 2001
✓ World Health Organization – Geneva	Economic Consultant – 1999

- v) He has published many papers on financial services sector key among them being:
- *Perspectives on Impact Bonds: Tackling legal barriers to impact bonds in Kenya to facilitate non-state investment and results-based financing of non-state ECD providers.* Brookings Institution Series Blog, December 2015; Brookings Institution website ([www.brookings.edu](http://www.brookings.edu))
  - *High Impact Interventions Fund of Funds:* Presentation to the Lego Ideas Conference in Billund Denmark, 2015
- vi) He has never been charged in a court of law, has no potential conflict of interest, fully complied with his tax obligation and clearance by HELB.
- vii) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution that deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry
- viii) He has never held any political office and has never been a member of any political party.
- ix) On qualification for appointment as a Member of the Commission on Revenue Allocation as provided for under Article 215(2)(b) and section 6(1)(b) of the Commission on Revenue Act, the Committee found the nominee suitable and qualified.

#### 4.2.7 PROF. PETER KIKO KIMUYU

- i) He is a Kenyan citizen born in 1950 in Makueni County.
- ii) He holds a PhD in Energy Economics from University of Nairobi (1988), Masters of Science in Energy Economics from University of Surrey England (1984) and a Bachelors of Education in Economics and Mathematics from the University of Nairobi (1975).
- iii) He has wealth of economics have practiced and thought economics for almost four decades in the University of Nairobi as itemized in the table below:

Employer	Position	Years
University of Nairobi	Professor	2006 – todate
' '	Associate Professor	1996-2006
' '	Senior Lecturer	1991-1996
' '	Lecturer	1981-1991
' '	Assistant Lecturer	1977-1981
Institute of Policy Analysis and Research (on leave of absence without pay)	Senior Research Fellow	1996-1999
'	Executive Director	2000-2002
Clerical Officer	Childrens' Department, Ministry of Home Affairs	January- June 1972

- iv) He has published many papers primarily in the economic sector key among them being:
  - Kimuyu Peter, Mbui Wagacha & Okwachi Abagi, (edts)., 1999. *Kenya's Strategic Policies for the 21<sup>st</sup> Century: Macroeconomic and Sectoral Choices*. Nairobi, Institute of Policy Analysis and Research, Nairobi, Kenya.
  - Kimuyu, Peter., 2007. 'Corruption, Firm Growth and Export Propensity in Kenya' *International Journal of Social Economics* 34:3
- v) He has held the following public offices:

Public Offices	Years	Terms
Chairman, Export Promotion Council	2003-2008	Non-Executive
Chairman, Privatization Commission	2008-2014	Non-Executive
Director, Kenya Commercial Bank	2008-2014	Non-Executive

- vi) He has never been charged in court of law, has no potential conflict of interest, fully complied with his tax obligation and clearance by HELB.
- vii) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution that deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry
- viii) He has never held any political office and has never been a member of any political party.
- ix) On qualification for appointment as a Member of the Commission on Revenue Allocation as provided for under Article 215(2)(b) and section 6(1)(b) of the Commission on Revenue Act, the Committee found the nominee suitable and qualified.

## **5.0 COMMITTEE RECOMMENDATION**

Having conducted approval hearings for all the seven (7) nominees pursuant to Article 118 of the Constitution; the Commission on Revenue Allocation Act, Public Appointments (Parliamentary Approval) Act; Standing Orders and other relevant statutes, the Committee recommends that:

1. The National Assembly approves the nomination of the following nominees for appointment, by H.E. the President, as Members of the Commission on Revenue Allocation pursuant to Articles 215(2) (b) & (c), 250 (2) (b) of the Constitution:
  - a) Prof. Edward Akong'o Oyugi;
  - b) Mr. Peter Gachuba Njeru;
  - c) Mr. Kishanto Suuji;
  - d) Dr. Irene C. Koech Asienga;
  - e) Ms. Fouzia Abdikadir Dahir;
  - f) Mr. Humphrey Wattanga;
  - g) Mr. Peter Kiko Kimuyu.
2. His Excellency the President expedites the nomination of the Chairperson of the Commission on Revenue Allocation and presents his choice to the National Assembly for approval.



- ix) On qualification for appointment as a Member of the Commission on Revenue Allocation as provided for under Article 215(2)(b) and section 6(1)(b) of the Commission on Revenue Act, the Committee found the nominee suitable and qualified.

## 5.0 COMMITTEE RECOMMENDATION

Having conducted approval hearings for all the seven (7) nominees pursuant to Article 118 of the Constitution; the Commission on Revenue Allocation Act, Public Appointments (Parliamentary Approval) Act; Standing Orders and other relevant statutes, the Committee recommends that:

1. The National Assembly approves the nomination of the following nominees for appointment, by H.E. the President, as Members of the Commission on Revenue Allocation pursuant to Articles 215(2) (b) & (c), 250 (2) (b) of the Constitution:

- a) Prof. Edward Akong'o Oyugi;
- b) Mr. Peter Gachuba Njeru;
- c) Mr. Kishanto Suuji;
- d) Dr. Irene C. Koech Asienga;
- e) Ms. Fouzia Abdikadir Dahir;
- f) Mr. Humphrey Wattanga;
- g) Mr. Peter Kiko Kimuyu.

2. His Excellency the President expedites the nomination of the Chairperson of the Commission on Revenue Allocation and presents his choice to the National Assembly for approval.

Signed  ..... Date 15-12-2016 .....

(HON. BENJAMIN LANGAT, MP)

CHAIRPERSON, DEPARTMENTAL COMMITTEE ON FINANCE, PLANNING &  
TRADE

**MINUTES OF THE 89<sup>TH</sup> SITTING OF THE DEPARTMENTAL COMMITTEE ON FINANCE, PLANNING & TRADE HELD ON MONDAY 17<sup>TH</sup> DECEMBER, 2016 IN COMMITTEE ROOM, 4<sup>TH</sup> FLOOR, CONTINENTAL HOUSE, PARLIAMENT BUILDINGS AT 9.30AM**

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**PRESENT**

- |                                    |                    |
|------------------------------------|--------------------|
| 1. Hon. Benjamin Langat, MP        | <b>Chairperson</b> |
| 2. Hon. Dr. Oburu Oginga, MP       | Chairing           |
| 3. Hon. Sakaja Johnson, MP         |                    |
| 4. Hon. Joseph Limo, MP            |                    |
| 5. Hon. Anyanga Andrew Toboso, MP  |                    |
| 6. Hon. Ogendo Rose Nyamunga, MP   |                    |
| 7. Hon. Lati Lelelit, MP           |                    |
| 8. Hon. Mary Emase, MP             |                    |
| 9. Hon. Abdikadir Ore Mohammed, MP |                    |
| 10. Hon. Ronald Tonui, MP          |                    |
| 11. Hon. Jones Mlolwa, MP          |                    |
| 12. Hon. Dennis Waweru, MP         |                    |
| 13. Hon. Sammy Koech, MP           |                    |
| 14. Hon. Alfred Sambu, MP          |                    |
| 15. Hon. Sakwa John Bunyasi, MP    |                    |
| 16. Hon. Daniel Epuyo Nanok, MP    |                    |
| 17. Hon. Sammy Mwaita, MP          |                    |
| 18. Hon. Sumra Irshadali, MP       |                    |

**APOLOGIES**

- |                                    |                         |
|------------------------------------|-------------------------|
| 1. Hon. Nelson Gaichuhie, MP       | <b>Vice-Chairperson</b> |
| 2. Hon. Jimmy Nuru Angwenyi, MP    |                         |
| 3. Hon. Eng. Shadrack Manga, MP    |                         |
| 4. Hon. Shakeel Shabbir, MP        |                         |
| 5. Hon. Abdul Rahim Dawood, MP     |                         |
| 6. Hon. Patrick Makau King'ola, MP |                         |
| 7. Hon. Abdullswamad Shariff, MP   |                         |
| 8. Hon. Joash Olum, MP             |                         |
| 9. Hon. Kirwa Stephen Bitok, MP    |                         |
| 10. Hon. Tiras Ngahu, MP           |                         |

## **KENYA NATIONAL ASSEMBLY**

- |                         |   |                       |
|-------------------------|---|-----------------------|
| 1. Mr. Evans Oanda      | - | First Clerk Assistant |
| 2. Mr. Nicodemus Maluki | - | Third Clerk Assistant |
| 3. Mr. Fredrick Otieno  | - | Third Clerk Assistant |
| 4. Ms. Sharon Rotino    | - | Research Officer      |
| 5. Mr. Nimrod Ochieng   | - | Audio Officer         |
| 6. Mr. Peter Mwaura     | - | Legal Counsel         |

### **MIN.NO. DCF/332 /2016: PRELIMINARIES**

The Ag Chairperson called the meeting to order at 10.00am followed by a prayer from the Hon. Lati Lelelit, MP. He further requested all present to make self-introduction.

### **MIN.NO. DCF/333 /2016: VETTING OF THE NOMINEES TO THE COMMISSION ON REVENUE ALLOCATION**

#### **1. PROF. EDWARD AKONG'O OYUGI**

Prof. Edward Akong'o Oyugi appeared before the Committee for vetting and he was orally interviewed by the Committee and responded to questions during the vetting as follows: -

##### **a) Self-introduction and Educational Background**

He is a Kenyan citizen born in 1942 in Migori County. He holds a PhD in psychology and social psychology from University of Cologne in Germany (1970). While in Cologne University (1962-1970) he trained in psychology, social psychology and pedagogic. Other trainings include:

- ✓ Some courses in finance totaling up to five semesters
- ✓ Social survey techniques (May 1986- August 1986) from University of Bayreuth
- ✓ Problems of identity in Africa (1987) from University of Bayreuth
- ✓ Social Diagnostic /Field Survey and Evaluation (June 1973-August 1993) from Cologne University
- ✓ Public Finance and Devolution – training Seminar in Ethiopia (1994)
- ✓ Strategic Planning methods (1995)
- ✓ Public Finance under federal Arrangements (1987) from Cologne University

##### **b) Employment history/ Professional Qualification**

- Coordinator (CEO), Social Development Network (1994 to date). This involved budgeting, HR and other managerial issues. This gives him more than 15 years experience in finance matters.

- Advised the Coalition Government on economic policy making as a member of the National Economic and Social Council between 2008 and 2012
- Lecturer, Kenyatta University (2003 to date).
- Lecturer in Kenyatta University (1971 to 1990) where he rose through the ranks to be a professor.
- Visiting professor, University of Bayreuth, Germany (1985-1987)
- Hoechst E.A ltd (1971)
- He was part of the Members of the taskforce that drew the laws of devolution in Kenya

**c) Political office held**

Unsuccessfully ran for the Migori gubernatorial position in the 2013 general election. He doesn't intend to run for the same office in future.

**d) What he will do if appointed**

- Raise amount of money that goes to equalization fund
- Review the revenue sharing formula to give more preference to population

**e) His view on fate of CDF**

- He doesn't see any problem in the current arrangements on the management of CDF

**2. MR. PETER GACHUBA NJERU**

Mr. Peter appeared before the Committee for vetting and he was orally interviewed by the Committee and responded to questions during the vetting as follows:-

**a) Self-introduction and Educational Background**

He is a Kenyan citizen born in Kirinyaga County. He is a holder of a Bachelor's of Science in accounting (1993) and a Master's in International Business from Southern New Hampshire University in the USA (1995). He has also undertaken Executive courses from Harvard Business School and Wharton Business School.

**b) Professional Qualifications**

The nominee has been involved in the Investment Banking and Private Equity Space over the last 25 years. Some Key positions include:

- Managing Partner, Strategic African Advisors Limited/ABC Bank (2012- 2016)
- Partner, Africa Cap Microfinance Fund, Johannesburg South Africa ( 2004-2009)
- Senior Manager, First Africa (EA) Limited (2004)
- Consultant, World Bank, Nairobi ( 2004)
- Chief Manager, Cooperative bank of Kenya Ltd (2002-2004)
- General Manager, Kestrel Capital (EA) Ltd (Jan 2001)
- Associate Fund Manager, CDC Capital Partners (Oct 1998-Dec 2000); among others

He has also served as a Non-executive Director for the following companies:-

- a. Equity Bank Limited, Kenya
- b. Opportunity International Bank, Malawi
- c. Socremo Bank, Mozambique
- d. Tujijenge Tanzania Limited
- e. Pride Microfinance Limited
- f. Household Credit Limited
- g. Wira Properties Limited
- h. Faulu Microfinance Bank Limited

Other notable achievements in his professional sphere include:-

- Equity transactions: Mumias Sugar Company, ICDC Investments Ltd, Africa lakes Corporation PLC.
- Debt transactions: Safaricom Kenya Ltd, East Africa Development Bank, Kenya Oil Company Ltd (Kenol) and Shelter Afrique.

**c) His suggestion on how counties can raise more revenue**

- ✓ Parliament should legislate compelling each county to report its GDP and how it can be factored in the revenue sharing formula
- ✓ Counties should provide a register of their assets and liabilities
- ✓ Hiring the right personnel with relevant skills to implement county plans
- ✓ Counties should raise revenue from the capital markets (municipal bonds), develop their own special economic zones, inter county trade among others

**d) His view on fiscal decentralization**

The fiscal discipline of counties is weak due to inadequate skills and lack enforcement. To address this, there is need for a legislation of the proper reporting of the balance sheet of every county at the time of winding up. With this record, the incoming administration will be able to follow of what happened in the past and how to move forward.

**e) His take on the current revenue sharing formula**

Include in GDP per county in the revenue sharing formula. This will increase fiscal discipline at counties.

**f) How to enforce accountability of funds at counties**

- ✓ Have a robust audit system

- ✓ Enforce the recommendations of the audit system

**g) On his net worth**

The nominee confirmed that the indeed what was recorded was the true value of his net worth according to his own assessment.

**3. KISHANTO OLE SUUJI**

Mr. Kishanto appeared before the Committee for vetting and he was orally interviewed by the Committee and responded to questions during the vetting as follows:

**a) Self-introduction and Educational Background**

He is a Kenyan citizen born on 12th December 1961 in Narok County. He is a holds a Bachelor of Arts degree in Economic Development and Public Administration (1990) from the University of Nairobi and currently undertaking a Master's in Business Administration. The other educational qualifications include

- Certificate in Procurement for senior executives, Scottish Qualifications Authority
- Logistics management and cost reductions
- Diploma in Banks and Financial Institutes, Strategies and management
- Continuous trainings in procurement, finance, administration, HR, public relations etc.

**b) Professional Qualification/Employment history**

- Deputy Director, Kenya School of Monetary Studies (2010 to date)
- Central Bank of Kenya (held several positions from 1992-2010)
- District Commissioner, Provincial Administration, Office of President (1990-1992)

**c) Professional Membership**

- CIPS (Chartered Institute of Purchasing and Supplies)
- KISM (Kenya Institute of Supplies Management)

**d) Outside commitment**

Once appointed as commissioner of the CRA, he will resign as a public servant in the CBK.

**e) His role as a commissioner of the CRA**

The role of the CRA is to primarily recommend the revenue sharing formula between the National Government and the County Governments and how counties share revenue.

**f) On fiscal discipline of counties**

The major problems facing counties as far as fiscal discipline is concerned is inadequate capacity especially of personnel.

**g) Other parameters that can be included in the revenue formula**

- ✓ Water
- ✓ Infrastructure
- ✓ Education

**h) His net worth**

He confirmed that the amount declared in the vetting questionnaire was the true value of his assets that is majorly composed of inherited land.

**4. IRENE C. KOECH ASIENGA**

Dr. Irene appeared before the Committee for vetting and she was orally interviewed by the Committee and responded to questions during the vetting as follows:

**a) Self-Introduction and Educational Background**

She is a Kenyan citizen born on 6th May 1973 in Kericho County. She holds a PhD, masters and bachelors in Economics from the University of Strathclyde in the UK (2012), University of Malawi (2000) and University of Nairobi (1997) respectively.

**b) Employment history /Professional Qualification**

- Kabarak University (2004- to date): held several positions including Director, Nairobi Campus, Dean of Business School, Head of Commerce Department and Lecturer among other assignments within the university.
- Christian Children Fund (Supervisor, 1995-1996)

Other trainings and workshop the nominee has attended include:

- Strategic planning workshop
- HR for non-HR managers workshop
- Change management
- Productivity promotion and awareness seminar among others.

**c) On whether she has had experience outside academia and what she will bring to CRA**

Her teaching of economics that involves current economic issues gives her the necessary competencies to discharge her role as a commissioner. The current take of CRA that its only 14 counties that are marginalized is wrong. She would recommend that marginalized be identified at much small units such as the constituencies.

While in the Commission, she will recommend performance based revenue allocation to counties.

**d) How to improve fiscal discipline at counties**

- ✓ Need to be timely reports on revenue performance by counties
- ✓ Capacity building of the personnel working at counties

**e) Whether Kenya should embrace Germany's three tier revenue sharing criteria**

Given that most of the functions are not devolved, it means that most of functions a have been left within the National Government. It will therefore not be prudent to devolve funds to the lower levels without correspondent devolution of functions.

**f) More parameters to improve the current revenue sharing formula**

- ✓ Needs assessment
- ✓ Human development index / poverty index

**5. MS. FOUZIA ABDIKADIR DAHIR**

Ms. Fouzia appeared before the Committee for vetting and she was orally interviewed by the Committee and responded to questions during the vetting as follows:-

**a) Self-introduction and educational background**

She is a Kenyan citizen, Born in 1987 in Garissa County. She is currently undertaking a Master's degree in Business Administration (Finance) at the University Of Wales Institute Of Cardiff. She is a holds a Postgraduate Diploma in Finance from London School of Commerce (2010) and a Bachelors of Commerce degree in Finance from Jomo Kenyatta University of Agriculture and Technology (2009). She has also undertaken other courses like: - Washington Fellowship for Young African Leaders, civic leadership Institute, Tulane University and Mwongozo training by State Corporation Advisory Committee.



**b) Professional qualification/employment history**

- Board Member, Ewaso Nyiro North Development Authority (2015 to date)
- Finance and Administration Manager, Medina Chemicals ltd (2014 to date). This is a private limited company operating in Nairobi.
- Account Assistant at Medina Chemicals Limited (February 2006 - May 2009)

**c) Pro-bono**

She is supporting women and girl child interest in her community. She mentors students and upcoming youth leaders.

**d) Use of population as parameter in resource allocation**

She doesn't support the use of population as a basis for allocation of resources. She would target the needs of specific programmes, cost them and finance them.

**e) Fiscal discipline at counties**

It is not the role of the CRA to ensure fiscal responsibility at counties. There are other offices like EACC, Controller of Budget, Auditor General and the National Treasury among others are charged with the responsibility to ensure prudent financial management at the counties.

**6. MR. HUMPHREY MULONGO WATTANGA**

Mr. Wattanga appeared before the Committee for vetting and he was orally interviewed by the Committee and responded to questions during the vetting as follows:

**a) Self-introduction and educational background**

He is a Kenyan citizen born in 1971 in Nairobi County. He holds a Master of Business Administration from Wharton School of Business, USA (2000) majoring in Information Systems and Economics and a Bachelors of Science degree in Biochemistry from Harvard University (1996).

**b) Employment history/ professional qualifications**

- Senior partner, AFCORP Investments Johannesburg, South Africa (2003- date)
- Product Marketing and Business Development Manager, SBC Communication INC (Now AT & T) Austin, USA (2001-2002)
- Marketing Strategy and Business Development Manager, AGILLION INC, Austin USA (2000-2001)

- Financial Strategy Consultant, World Health Organization, Geneva Switzerland (1999)
- Cancer Research Laboratory Technician, Beth Israel Deaconess Medical Center – Harvard Medical School Boston, USA (1996-1997)
- Intern, East Africa Industries (EAI) Ltd (Unilever) Nairobi, Kenya (1991-1992)

**c) Areas that require improvements at the CRA**

- ✓ Improve utilization of resources by using robust feasibility tools
- ✓ Improvement of resource mobilization locally

**d) Outside commitment**

If appointed as a commissioner at the CRA, he intends to resign from other positions he is currently holding.

**MIN.NO. DCF/334 /2016: ADJOURNMENT**

The Chairperson adjourned the meeting at 1.50pm

Signed.....



**Chairperson**

Date.....

19-12-2016

**MINUTES OF THE 90<sup>TH</sup> SITTING OF THE DEPARTMENTAL COMMITTEE ON FINANCE, PLANNING & TRADE HELD ON MONDAY 17<sup>TH</sup> DECEMBER, 2016 IN COMMITTEE ROOM, 4<sup>TH</sup> FLOOR, CONTINENTAL HOUSE, PARLIAMENT BUILDINGS AT 2.00PM**

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**PRESENT**

1. Hon. Benjamin Langat, MP
2. Hon. Dr. Oburu Oginga, MP
3. Hon. Sakaja Johnson, MP
4. Hon. Joseph Limo, MP
5. Hon. Anyanga Andrew Toboso, MP
6. Hon. Ogendo Rose Nyamunga, MP
7. Hon. Lati Lelelit, MP
8. Hon. Mary Emase, MP
9. Hon. Abdikadir Ore Mohammed, MP
10. Hon. Ronald Tonui, MP
11. Hon. Jones Mlolwa, MP
12. Hon. Dennis Waweru, MP
13. Hon. Sammy Koech, MP
14. Hon. Alfred Sambu, MP
15. Hon. Sakwa John Bunyasi, MP
16. Hon. Daniel Epuyo Nanok, MP
17. Hon. Sammy Mwaita, MP
18. Hon. Sumra Irshadali, MP

**Chairperson**

**APOLOGIES**

1. Hon. Nelson Gaichuhie, MP
2. Hon. Jimmy Nuru Angwenyi, MP
3. Hon. Eng. Shadrack Manga, MP
4. Hon. Shakeel Shabbir, MP
5. Hon. Abdul Rahim Dawood ,MP
6. Hon. Patrick Makau King'ola, MP
7. Hon. Abdullswamad Shariff, MP
8. Hon. Joash Olum, MP
9. Hon. Kirwa Stephen Bitok, MP
10. Hon. Tiras Ngahu, MP

**Vice-Chairperson**

## **KENYA NATIONAL ASSEMBLY**

- |                         |   |                       |
|-------------------------|---|-----------------------|
| 1. Mr. Evans Oanda      | - | First Clerk Assistant |
| 2. Mr. Nicodemus Maluki | - | Third Clerk Assistant |
| 3. Mr. Fredrick Otieno  | - | Third Clerk Assistant |
| 4. Ms. Sharon Rotino    | - | Research Officer      |
| 5. Mr. Nimrod Ochieng   | - | Audio Officer         |
| 6. Mr. Peter Mwaura     | - | Legal Counsel         |

### **MIN.NO. DCF/335 /2016: PRELIMINARIES**

The Chairperson called the meeting to order at 2.30 pm followed and prayed. He further requested all present to make self-introduction.

### **MIN.NO. DCF/336 /2016: VETTING OF THE NOMINEES TO THE COMMISSION ON REVENUE ALLOCATION**

#### **PROF. PETER KIKO KIMUYU**

Prof. Kimuyu appeared before the Committee for vetting and he was orally interviewed by the Committee and responded to questions during the vetting as follows:

##### **a) Self-introduction and Educational Background**

He is a Kenyan citizen born in 1950 Makueni County. He holds a PhD in Energy Economics from University of Nairobi (1988), Masters of Science in Energy Economics from University of Surrey England (1984) and a Bachelors of Education in Economics and Mathematics from the University of Nairobi.

##### **b) Professional Qualifications/ Employment History**

✓ He has had a career of almost four decades working for the University of Nairobi under the following capacities:

- Professor of Economics (2006 to date)
- Director, School of Economics (2006-2007)
- Chairman, Expanded Department of Economics (2005-2006)
- Associate Professor, Department of economics (1996-2006)
- Chairman, Department of Economics (1991-1994)
- Senior lecturer, Department of economics (1991-1996)

- Lecturer, Department of Economics (1981-1991)
  - Assistant Lecturer, Department of Economics (1977-1981)
- ✓ He has also served in other academic appointments elsewhere as follows:
- Research Associate, IDS
  - Research Associate, KIPPRA
  - Executive Director, Institute of Policy
  - Research and analysis (IPAR)
  - Visiting Fellow, Centre for the study of African Economies, Oxford University
  - Acting Executive Director, IPAR
  - Senior Research Fellow, IPAR
  - Visiting Scholar, School of Economics and Commercial Law, university of Gothenburg
- ✓ Other positions that he has held outside academia include:
- Member, Kenya National Economic Committee established in 1991 to advise government on how to substitute for donor support.
  - Trustee, Rural Extension with Africa's Poor
  - External Evaluator, Department of Economics, University of Ghana, Legon
  - Chairman, Board of Directors, Export Promotion Council, Ministry of Trade and Industry
  - Director, Kenya Commercial Bank Group
  - Chairman, Privatization Commission
  - Chairman, KCB Rwanda Board
  - Trustee, Africa International University
  - External Examiner, Institute for Development Studies, University of Nairobi
  - Trustee, Slum Outreach Ministries International
- c) Improving the revenue sharing formula**
- ✓ Get accurate data for use in the revenue sharing
  - ✓ Poverty index should not be used as a basis for revenue sharing. It is synonymous to rewarding failure
- d) Outside commitment**

He will resign from his current employment engagements if appointed as a Member of the Commission on Revenue Allocation.

## **MIN.NO. DCF/337 /2016: COMMITTEE OBSERVATIONS**

### **1. PROF. EDWARD AKONG'O OYUGI**

- i) He is a Kenyan citizen born in 1942 in Migori County.
- ii) He holds a PhD in Education from Cologne University in Germany (1970).
- iii) He has a wealth of experience in the social sector having worked in the following capacities:
  - ✓ Education Lecturer at Kenyatta University (1971 to 1990)
  - ✓ Professor of education psychology in Kenyatta University (2003 to date)
  - ✓ Visiting professor at Bayreuth University (1985-1987)
  - ✓ Programme coordinator for rural youth rehabilitation for world Council of Churches in Geneva, Switzerland for one year. Other organizations that he has consulted for include: Public Law Institute, UNHCR, ARTES, GTZ/ZIM, save the Children among others.
  - ✓ He sits in various boards, including the National Economic and Social Council of Kenya, National Governing Council in African Peer Review Mechanisms, AFRODAD Zimbabwe, USHAHIDI UK, International Council World Social Forum, Social Watch Montevideo and Task force on Devolution by Minister of Local Government in 2011 among others.
- iv) He has published many papers on education on psychology and finance. Examples include:
  - ✓
  - ✓ The effect of the Teacher's personality on the learning process, the Teacher, Nairobi 1988

- ✓ Cub on the Hill (Book), the Kenya Literature Bureau 1982, co-authored with prof. Nyasani
  - ✓ The political Economy of Ethnic Identity Conflicts, Lambert Academic publishing, Germany 2016
  - ✓ NEPAD and African Union, in the reality of Aid, Africa Edition, 2003/4
  - ✓ Understanding the Budget Process in Kenya: Edward Oyugi, 2000
  - ✓ Local Governance; New Challenges Facing Municipal Authorities in Kenya. Edward Oyugi and Oduor Ongwen, 2001
  - ✓ Anti-Corruption Research: A Survey of the extent and attitudes towards corruption in service delivery in education, health, land, judicial services and police force. Edward Oyugi 2000
- v) He has never been charged in court of law, has no potential conflict of interest, fully complied with his tax obligation and clearance by HELB.
- vi) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution that deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
- vii) He unsuccessfully ran for Migori gubernatorial seat in the 2013 general election.
- viii) On qualification for appointment as a Member of the Commission on Revenue Allocation as provided for under Article 215(2)(b) and section 6(1)(b) of the Commission on Revenue Act by having at least ten years of professional experience in financial and economic matters, the Committee observed that the nominee suitable and qualified to serve as a commissioner in the Commission on Revenue Allocation.

## **2. MR. PETER GACHUBA NJERU**

- i) He is a Kenyan Citizen born in 1964 Kirinyaga County.
- ii) He holds a Bachelors of Science degree in Accounting and a Master's in International Business from Southern New Hampshire University in the USA. He has also

undertaken Executive courses from Harvard Business School and Wharton Business School.

- iii) He has a wealth of experience in the financial sector having worked for over twenty five (25) years as an investment banker and private equity space. The knowledge gained particularly from working at CDC Capital, Kestrel Capital, Cooperative Bank of Kenya, World Bank, Equity Bank Limited and AfriCap Microfinance Investment Fund (A Specialist Private Equity Fund based in South Africa) and as the managing Partner of Strategic African Advisors, an investment banking arm of ABC Bank, will help him discharge his mandate as a commissioner.
- iv) He has never been charged in court of law, has no potential conflict of interest, fully complied with his tax obligation and clearance by HELB.
- v) He has never held any political position and is not a member of any political party.
- vi) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution that deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry
- vii) On qualification for appointment as a Member of the Commission on Revenue Allocation as provided for under Article 215(2)(b) and section 6(1)(b) of the Commission on Revenue Act by having at least ten years of professional experience in financial and economic matters, the Committee found the nominee qualified.

### **3. MR. KISHANTO OLE SUUJI**

- i) He is a Kenyan citizen born on 12<sup>th</sup> December 1961 in Narok County.
- ii) He holds a Bachelor of Arts Degree in Economic Development and Public Administration (1990) from the University of Nairobi and currently undertaking a Master's in Business Administration from Jomo Kenyatta University of Agriculture and Technology. He also has a diploma in Banks and Financial Institutes (2014) from Israel
- iii) His career has primarily been on the financial sector having worked under the following capacities:
  - ✓ Deputy Director to Executive Director, KSMS and, Head of Finance and Administration Department (2010 to date)



- ✓ Manager in charge of logistics at the Kenya School of Monetary Studies (2008 to 2010)
  - ✓ Administration manager, Human Resource Department, at the Central Bank of Kenya (2006 to 2008)
  - ✓ Procurement manager at the Central Bank of Kenya (1996 to 2006)
- iv) He is not a member of any political party
- v) He has no integrity issues
- vi) He has never been charged in court of law, has no potential conflict of interest, fully complied with his tax obligation and clearance by HELB.
- vii) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution that deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry
- viii) On qualification for appointment as a Member of the Commission on Revenue Allocation as provided for under Article 215(2)(b) and section 6(1)(b) of the Commission on Revenue Act by having at least ten years of professional experience in financial and economic matters, the Committee found the nominee qualified.

#### **4. DR. IRENE C. KOECH ASIENGA**

- i) She is a Kenyan citizen born on 6th May 1973 in Kericho County.
- ii) She is a holder of a PhD in Economics from the University of Strathclyde in the UK (2012), a Masters in Economics from University of Malawi (2000) and a bachelors in Economics from University of Nairobi (1997).
- iii) Her work experience has primarily been in the academia lecturing economics besides administration work in Kabarak University since 2002.
- iv) She has competencies in Economics research work, consultancy in economic development, finance and strategic management, report writing skills and experience in performance contracting and strategic plans among others.
- v) She has authored various publications in different journals.
- vi) She has never held any political office nor been a Member of any political party

- vii) She has never been charged in court of law, has no potential conflict of interest, fully complied with his tax obligation and clearance by HELB.
- viii) She has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution that deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry
- ix) On qualification for appointment as a Member of the Commission on Revenue Allocation as provided for under Article 215(2)(b) and section 6(1)(b) of the Commission on Revenue Act by having at least ten years of professional experience in financial and economic matters, the Committee found the nominee qualified.

**5. MS. FOUZIA ABDIKADIR DAHIR**

- i) She is a Kenyan citizen, Born in 1987 in Garissa County.
- ii) She is currently undertaking a Master’s degree in Business Administration (Finance) at the University Of Wales Institute Of Cardiff.
- iii) She holds a Postgraduate Diploma in Finance from London School of Commerce (2010) and bachelors of Commerce degree in Finance from Jomo Kenyatta University of Agriculture and Technology (2009).
- iv) Her work experience has majorly been in the financial services sector as itemized in the table below:

<b>Employer</b>	<b>Position</b>	<b>Years</b>
Ewaso Nyiro North Development Authority.	Board Member	2015- to date
Medina Chemicals Limited, Nairobi.	Finance and Administration Manager.	2014 – to date
Penta Consultants, Nairobi, Kenya.	Associate Director	2013to date
Medina Chemicals Limited, Nairobi.	Assistant Manager, Finance.	2012- 2014
Women Concern, Kenya.	Project Accountant	2009 –2010
Medina Chemicals Limited, Nairobi.	Account Assistant	2006- 2009

- v) She has never been charged in court of law, has no potential conflict of interest, fully complied with his tax obligation and clearance by HELB.

- vi) She has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution that deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry
- vii) She is not a member of any political party and has never held any political office.
- viii) On qualification for appointment as a Member of the Commission on Revenue Allocation as provided for under Article 215(2)(b) and section 6(1)(b) of the Commission on Revenue Act by having at least ten years of professional experience in financial and economic matters, the Committee found the nominee qualified.

**6. MR. HUMPHREY WATTANGA**

- i) He is a Kenyan citizen born in 1971 in Nairobi County.
- ii) He was nominated by the minority party in the senate
- iii) He holds a Master of Business Administration from Wharton School, USA (2000) majoring in Information Systems and Economics and a Bachelor's of Science Degree in Biochemistry from Harvard University (1996).
- iv) He has a wealth of experience in the financial services sector having worked under the following capacities:

<u>Company</u>	<u>Position</u>
✓ Nordic Impact Fund	Principal Partner 2016 - Present
✓ AMS International Limited	Investment Advisor - 2012 - 2015
✓ Geothermal Development Corporation	PPP Transaction Advisor - 2015
✓ FIFA World Cup 2010 – South Africa	Advisor to Chairman of LOC 2010
✓ Banking Association of South Africa	Consultant - 2010
✓ GAIN – Bill & Melinda Gates Foundation	Consultant – 2009 - 2011
✓ African Development Bank	Consultant – 2009 -2010
✓ United Nations Development Program	Consultant – 2007
✓ Government of South Sudan	Economic Consultant – 2005 - 2007
✓ Local Government, South Africa	Consultant – 2003 - 2004
✓ NEPAD/African Business Roundtable	Consultant - 2003
✓ SBC Communications/AT&T - USA	Manager – 2001 - 2002
✓ Agillion Inc. – USA	Manager – 2000 – 2001
✓ World Health Organization – Geneva	Economic Consultant – 1999

- v) He has published many papers on financial services sector key among them being:
- *Perspectives on Impact Bonds: Tackling legal barriers to impact bonds in Kenya to facilitate non-state investment and results-based financing of non-state ECD providers.* Brookings Institution Series Blog, December 2015; Brookings Institution website ([www.brookings.edu](http://www.brookings.edu))
  - *High Impact Interventions Fund of Funds: Presentation to the Lego Ideas Conference in Billund Denmark, 2015*
- vi) He has never been charged in a court of law, has no potential conflict of interest, fully complied with his tax obligation and clearance by HELB.
- vii) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution that deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry
- viii) He has never held any political office and has never been a member of any political party.
- ix) On qualification for appointment as a Member of the Commission on Revenue Allocation as provided for under Article 215(2)(b) and section 6(1)(b) of the Commission on Revenue Act by having at least ten years of professional experience in financial and economic matters, the Committee found the nominee qualified.

## 7. PROF. PETER KIKO KIMUYU

- i) He is a Kenyan citizen born in 1950 in Makueni County.
- ii) He holds a PhD in Energy Economics from University of Nairobi (1988), Masters of Science in Energy Economics from University of Surrey England (1984) and a Bachelors of Education in Economics and Mathematics from the University of Nairobi (1975).
- iii) He has wealth of economics have practiced and thought economics for almost four decades in the University of Nairobi as itemized in the table below:

Employer	Position	Years
University of Nairobi	Professor	2006 – to date
“	Associate Professor	1996-2006
“	Senior Lecturer	1991-1996
“	Lecturer	1981-1991
“	Assistant Lecturer	1977-1981
Institute of Policy Analysis	Senior Research Fellow	1996-1999

and Research (on leave of absence without pay)		
	Executive Director	2000-2002
Clerical Officer	Children's Department, Ministry of Home Affairs	January- June 1972

iv) He has published many papers primarily in the economic sector key among them being:

- Kimuyu Peter, Mbui Wagacha & Okwachi Abagi, (edts)., 1999. *Kenya's Strategic Policies for the 21<sup>st</sup> Century: Macroeconomic and Sectoral Choices*. Nairobi, Institute of Policy Analysis and Research, Nairobi, Kenya.
- Kimuyu, Peter, 2007. 'Corruption, Firm Growth and Export Propensity in Kenya' *International Journal of Social Economics* 34:3

v) He has held the following public offices:

Public Offices	Years	Terms
Chairman, Export Promotion Council	2003-2008	Non-Executive
Chairman, Privatization Commission	2008-2014	Non-Executive
Director, Kenya Commercial Bank	2008-2014	Non-Executive

vi) He has never been charged in court of law, has no potential conflict of interest, fully complied with his tax obligation and clearance by HELB.

vii) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution that deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry

viii) He has never held any political office and has never been a member of any political party.

ix) On qualification for appointment as a Member of the Commission on Revenue Allocation as provided for under Article 215(2)(b) and section 6(1)(b) of the Commission on Revenue Act by having at least ten years of professional experience in financial and economic matters, the Committee found the nominee qualified.

**MIN.NO. DCF/338 /2016: COMMITTEE RECOMMENDATIONS**

Having conducted approval hearings for all the seven (7) nominees pursuant to Article 118 of the Constitution; the Commission on Revenue Allocation Act, Public Appointments (Parliamentary Approval) Act; Standing Orders and other relevant statutes, the Committee recommends that:

1. The National Assembly approves the nomination of the following nominees for appointment, by H.E. the President, as Members of the Commission on Revenue Allocation pursuant to Articles 215(2) (b) & (c), 250 (2) (b) of the Constitution:
  - a) Prof. Edward Akong'o Oyugi;
  - b) Mr. Peter Gachuba Njeru;
  - c) Mr. Kishanto Suuji;
  - d) Dr. Irene C. Koech Asienga;
  - e) Ms. Fouzia Abdikadir Dahir;
  - f) Mr. Humphrey Wattanga;
  - g) Mr. Peter Kiko Kimuyu.
2. His Excellency the President expedites the nomination of the Commission on Revenue Allocation's Chairperson and presents his choice to the National Assembly for approval.

**MIN.NO. DCF/339 /2016: ADOPTION OF THE REPORT ON VETTING OF NOMINEES TO THE COMMISSION ON REVENUE ALLOCATION**

Having considered the draft report, the Committee unanimously adopted the report to approve all the seven (7) nominees for appointment, by H.E. the President, as Members of the Commission on Revenue Allocation pursuant to Articles 215(2) (b) & (c), 250 (2) (b) of the Constitution

**MIN.NO. DCF/340 /2016: ADJOURNMENT**

The Chairperson adjourned the meeting at 4.35 pm

Signed.....  
Chairperson


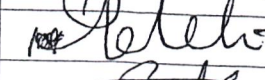
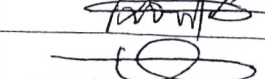
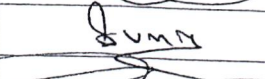
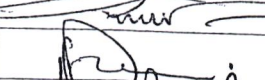
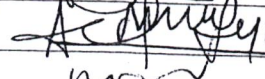

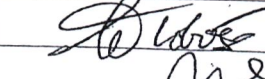

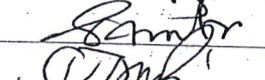
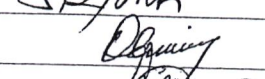

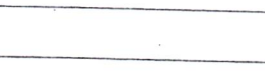

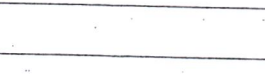

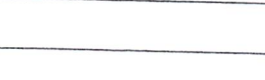
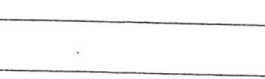
Date..... 19 - 12 - 2016

**DEPARTMENTAL COMMITTEE ON FINANCE, PLANNING & TRADE**  
**MEMBERS ATTENDANCE REGISTER**

**DATE** 19/12/2016 **TIME** 2:30pm

**AGENDA** VETTING OF THE NOMINEES TO THE COMMISSION ON REVENUE ALLOCATION

(1) ADOPTION OF THE REPORT ON THE NOMINEES TO CRA

	NAME	TITLE	SIGNATURE
1	Hon. Benjamin Lergat	Chairman	
2	Hon. Jones Mbulwa	member	
3	Hon. LATI LELELI	member	
4	Hon RONALD TORU	"	
5	Hon Joseph Limo	"	
6	Hon. Ishad Sumu	"	
7	HON SAMMY IVECH	"	
8	HON DENNIS WADWA	"	
9	HON. DANIEL EPUYO NANOK	"	
10	Hon Rox Nyamunga	"	
11	Savage	"	
12	Hon. Anyango Andrew Tdoso	"	
13	Hon ASIKABR OBI	"	
14	Hon-SAKWA BUNYAN	"	
15	Hon. Alfred Wambu	"	
16	Hon. Mwaita	"	
17	Hon. Dr. Othman Oginga	"	
18	Hon Mary ENOASE	"	
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PARLIAMENT

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OFFICE OF THE SPEAKER NATIONAL ASSEMBLY

KNA/LNP/216/VOL.3(066)

December 9, 2016

The Hon. Benjamin Langat, MP  
Chairperson,  
Departmental Committee on Finance, Planning and Trade  
Parliament Buildings  
**NAIROBI**

Dear

*Mhesuniwa,*

**RE: REFERRAL OF NOMINEES FOR APPOINTMENT TO THE OFFICE  
OF A MEMBER OF THE COMMISSION ON REVENUE ALLOCATION:  
ARTICLES 215(2)(B) AND (C) AND 250(2)(B) OF THE CONSTITUTION**

You may recall that, on Thursday, December 1, 2016, the House resolved that-

*"Notwithstanding the provisions of Standing Order 42(3) relating to reading and laying of Messages in the House, and in furtherance to the provisions of Article 215(1)(a),(b) and (c) of the Constitution, during the period before commencement of the Fifth Session, upon receipt of names of persons nominated for appointment to the offices of Chairperson and Member of the Commission for Revenue Allocation, from the President and Leadership of Political Parties in Parliament, respectively, the Speaker shall forthwith refer the Message containing the names to the relevant Committee for consideration.*

Accordingly therefore, I hereby refer the names of the following seven (7) persons to the Departmental Committee on Finance, Planning and Trade for consideration-

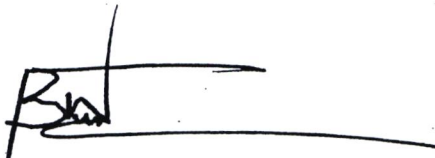


	Name	Nominating party	Constitutional provisions
1	Mr. Peter Gachuba Njeru	Majority Party, National Assembly	Art. 215(2)(b)
2	Prof. Edward Akong'o Oyugi	Minority Party, National Assembly	
3	Mr. Kishanto Ole Suuji		Art. 215(2)(c)
4	Dr. Irene C. Koech Asienga	Majority Party, Senate	
5	Ms. Fouzia Abdikadir Dahir		
6	Mr. Humprey Wattanga	Minority Party, Senate	
7	Mr. Peter Kiko Kimuyu		

The names have been submitted to my office by the respective leaderships of political parties in Parliament. I request the Committee to instantaneously notify the nominees and the public and immediately thereafter conduct the necessary vetting process. Since the matter is one of the businesses for consideration by the House during the special sittings anticipated in the Fourth week of December this year, I request the Committee to be ready with the Report on or before December 20, 2016 for consideration by the House in accordance with the provisions of Article 250(2)(b) of the Constitution.

I have also forwarded copies of the credentials of the nominees and their *résumés* as received from the nominating Parties.

Yours faithfully,

  
**THE HON. JUSTIN B. N. MUTURI, EGH, MP**  
**SPEAKER OF THE NATIONAL ASSEMBLY**

Copy: Mr. Justin N. Bundi, CBS  
Clerk of National Assembly  
Main Parliament Buildings  
**NAIROBI**

## NATIONAL ASSEMBLY



## ELEVENTH PARLIAMENT - FOURTH SESSION

**In the Matter of Approval by the National Assembly of the persons nominated for appointment as Members of the Commission on Revenue Allocation**

**NOTIFICATION FOR VETTING BY THE DEPARTMENTAL COMMITTEE ON FINANCE, PLANNING AND TRADE OF PERSONS NOMINATED FOR APPOINTMENT AS MEMBERS OF THE COMMISSION ON REVENUE ALLOCATION**

Pursuant to the provisions of Articles 215 and 250 (2)(b) of the Constitution, the following persons have been nominated for appointment to the position of Members of the Commission on Revenue Allocation-

	Name	Constitutional provisions
1	Mr. Peter Gachuba Njeru	Art. 215(2)(b) Art. 215(2)(c)
2	Prof. Edward Akong'o Oyugi	
3	Mr. Kishanto Ole Suuji	
4	Dr. Irene C. Koeh Asienga	
5	Ms. Fouzia Abdikadir Dahir	
6	Mr. Humprey Wattanga	
7	Prof. Peter Kiko Kimuyu	

Pursuant to provisions of Article 118 of the Constitution and Section 6(4) of the Public Appointments ((Parliamentary Approval) Act (No. 33 of 2011), the general public is hereby notified that the **Departmental Committee on Finance, Planning and Trade** shall conduct the vetting of the said nominees on **Monday 19<sup>th</sup> December, 2016 in Committee Room on 4<sup>th</sup> Floor, Continental House, Parliament Buildings as indicated Below-**

	Nominee	Position	Time
1	Prof. Edward Akong'o Oyugi	Member	9:30 am
2	Mr. Peter Gachuba Njeru	Member	10:30 am
3	Mr. Kishanto Ole Suuji	Member	11:30 am
4	Dr. Irene C. Koeh Asienga	Member	12:30 Pm
5	Ms. Fouzia Abdikadir Dahir	Member	2:00 pm
6	Mr. Humprey Wattanga	Member	3:00 pm
7	Prof. Peter Kiko Kimuyu	Member	4:00 pm

The nominees should bring the originals of their identity cards, academic and professional certificates and evidence of relevant clearance or compliance from-

- (i) Ethics and Anti- Corruption Commission;
- (ii) Kenya Revenue Authority;
- (iii) Higher Education Loans Board;
- (iv) Criminal Investigation Department; and
- (v) Any Credit Reference Bureaus.

**MICHAEL R. SIALAI, EBS**

**FOR: CLERK OF NATIONAL ASSEMBLY**

**DUA LA KUKU HALIMPATI MWEWE**