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TENTH PARLIAMENT

REPORT OF

THE

DEPARTMENTAL COMMITTEE ON

LABOUR AND SOCIAL WELFARE ON THE

PROHIBITION OF FEMALE GENITAL MUTILATION BILL 2010

Clerk's Chambers,
Parliament Buildings,
NAIROBI.

May, 2011

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1.0 PREFACE

Mr. Speaker,

The Departmental Committee on Labour and Social Welfare is a departmental committee established under Standing Order No. 198. It is mandated to:

- 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, inquire into all matters relating to the assigned ministries and departments as may be deemed necessary, and as may be referred to them by the House or a Minister; and,
- f) To make reports and recommendations to the House as often as possible, including recommendations of proposed legislation.

In executing its mandate, the Committee oversees the following Government Ministries:

- i. Ministry of Labour
- ii. Ministry of Youth Affairs and Sports
- iii. Ministry of Gender, Children and Social Development
- iv. Ministry of State for National Heritage and Culture
- v. Ministry of State for Special Programmes

The Committee is mandated to consider the following issues; Labour, Trade Union Relations National manpower policy and development, Promotion of self employment in micro and small enterprise, National Social Security Fund (NSSF), National Productivity Centre. Gender, Children and Social Development Policies Mainstreaming, Women Enterprise Development Fund, Coordination of volunteer services, Social welfare for Vulnerable Groups, Community Development Programmes, Institutions for Children's Care and Development, Culture and ~~National Heritage, Disaster Management Policies and Programmes, Coordination of resettlement~~ and mitigation programme for Internally Displaced Persons (IDPs), Youth Affairs and Sports among others

The following are the Members of the Committee:-

1. The Hon. Sophia Abdi Noor, M.P. - **Chairperson**
2. The Hon. Lenny Kivuti, M.P. - **Vice - Chairperson**

3. The Hon. Elijah K. Lagat, M.P.
4. The Hon. Joseph Oyugi Magwanga, M.P.
5. The Hon. Alfred B. Odhiambo, M.P.
6. The Hon. Clement Waibara, M.P.
7. The Hon. Aden Keynan, M.P.
8. The Hon. Gideon Konchella, M.P.
9. The Hon. Jackson Kiptanui, M.P.
10. The Hon. Pollyns Ochieng, M.P.
11. The Hon. Charles Keter, M.P.

Prohibition of Female Genital Mutilation Bill 2010.

The Prohibition of Female Genital Mutilation Bill was read for the first time in the House after which the Bill stood committed to the Departmental Committee on Labour and Social Welfare according to Standing Order no. 111 (1).

The Committee held a breakfast meeting with the National Steering Committee on the Female Genital Mutilation. Further the Committee had other meetings to deliberate on the Bill.

Following the consultative meetings, the Committee came up with recommendations amending some Clauses and Sub-Clauses of the Bill.

Acknowledgement

I wish to express my appreciation to Members of the Committee who sacrificed time to attend all the meetings that were held. The Committee is grateful to the Speaker of the Kenya National Assembly and the Office of the Clerk, for facilitating the Committee meetings.

Mr. Speaker,

It is my pleasant duty and privilege, on behalf of the Departmental Committee on Labour and Social Welfare to table this Report and commend it to the House for adoption pursuant to provisions of the National Assembly Standing Order 111 (2).

Signed.......... Date..... 19/7/2011.....

Hon. Sophia Abdi Noor, M.P.

Chairperson

DEPARTMENTAL COMMITTEE ON LABOUR AND SOCIAL WELFARE

2.0. INTRODUCTION.

The Prohibition of Female Genital Mutilation Bill was read for the first time in the House on..... The Bill according to Standing Order no. 111 (1) then stood committed to the Departmental Committee on Labour and Social Welfare.

The Committee is therefore required to present this report in accordance with Standing Order no.111 (2) which states in part that: *'The Chairperson of the Departmental Committee or a Member designated by the Committee to which a Bill is committed shall present the Committee's report to the House within ten calendar days of such committal and upon such presentation, or if the Committee's report is not presented when it becomes due, the Bill shall be ordered to be read a Second Time on such day as the designated Minister or Member who introduced the Bill shall appoint'*

3.0.STAKEHOLDERS MEETING; PROHIBITION OF FEMALE GENITAL MUTILATION BILL 2010; DELIBERATIONS

The Committee met with members of the National Steering Committee on Female Genital Mutilation comprising of FIDA – Kenya, Maendeleo ya Wanawake, Women Empowerment Link and the KEWOPA in April 2011 at Parliament Building. During the meetings the following amendments to the Prohibition of Female Genital Mutilation Bill, 2011 were put proposed.

- In the interpretation define support services to include 'shelter services, medical services, legal education, training of service providers and advocates against FGM/C, psycho-social support and any other'.
- Section 4 (c) a person undergoing a course of training while under supervision by a medical practitioner/midwife with a view.
- Section 5: definition procuring a person to perform female genital mutilation.
- Section 8: re-wording of genital female mutilation to female genital mutilation
- Section 12: penalty to be minimum of not less than 5 years and no maximum or to a fine of not less than five hundred thousand shillings or both.

Introduce a penalty for each offence as outlined in section 5 and 6.

Addition: Section 9: on witness protection (refer to the witness protection Act)

- i. " A pesron who reports an offence under this Act is entitled to protection under the witness protection Act".
- ii. Addition: section 10 (d) include the issues of FGM in the performance contracts for public servants.
- iii. That in Part ii – Offences, a person who supports Female Genital Mutilation should be regarded as an offender.

- iv. That prohibition of Female Genital Mutilation in the performance contracts for public servants should be narrowed down to specific public servants and specific departments who serve in areas where Female Genital Mutilation is practiced.
- v. That in Part ii – Offences, clause 7 should be under definitions
- vi. That there is need to have an implementation Organ/Authority which will sensitize people about the Act and also implement it
- vii. That there is need to look into the aspect of funding
- viii. That people who perform Female Genital Mutilation may not even raise Kshs100,000 as they are poor women in the villages hence the need to review Section 12: penalty to be minimum of not less than 3 years and no maximum or to a fine of not less than two hundred thousand shillings or both
- ix. There is need to relook into the issue of witness protection as the question begs whether it is possible to sustain witness protection

4.0. RECOMMENDATIONS

The committee considered all the above proposed amendments and proposes the following amendments to the Prohibition of Female Genital Mutilation Bill 2010.

PART 1 – PRELIMINARY

- i. In the interpretation, the definition of support services should include: shelter services, medical services, legal education, training of service providers and advocates against Female Genital Mutilation or cutting, psycho-social support and any other”.

PART 11 – OFFENCES

- ii. New Sub-Clause (c) in Clause 3(4)
A new Sub-Clause (c) in Clause 3(4) be inserted, which shall read “a person undergoing a course of training while under supervision by a medical practitioner or midwife with a view to becoming a medical practitioner or midwife.”

Rationale

The Amendment is to deter persons who are undergoing training to be used to perform the female genital mutilation or cutting.

The definitions in Clause 3 (7)

The definitions in Clause 3 (7) be inserted in PART 1 – PRELIMINARY that deals with interpretations.

- iii. **New Sub- Clause (c) in Clause 4**

A new **Sub- Clause (c) in Clause 4** be inserted that shall create an offence for persons who ridicule or discriminate against persons who have not undergone the female genital mutilation or cutting, or discouraging men to marry such persons. The subsection should read “Any other person who uses derogatory or abusive language that is intended to ridicule, embarrass or otherwise harm a woman for having or not having undergone female genital mutilation or cutting or a man for marrying or otherwise supporting a woman who has not undergone female genital mutilation or cutting commits an offence.”

A penalty of the above offence should be that the person shall be liable to imprisonment of not less than six (6) months and a fine of not less than fifty (50) thousand shillings.

Rationale

This would enhance the government and other stakeholder’s efforts in curbing the vice and ensuring that all aspects that are undermining the public awareness on abandonment of this culture.

iv. **New Sub- Clause (a) in Clause 5**

A new **Sub- Clause (a) in Clause 5** be inserted that shall create an offence for persons who cross the Kenyan border with the intention of performing female genital mutilation or cutting who cross the Kenyan border with the intention of performing female genital mutilation or cutting and the sub-section should read “Any person who leaves Kenya with the intention of performing female genital mutilation or cutting in a country other than Kenya is guilty of an offence”

Rationale

The implementation of legislation of female genital mutilation or cutting in other jurisdictions of the Kenyan neighbors’ has been taken into consideration and the need to restrict persons coming from Kenya and going to those countries to commit the act.

v. **Wording in Clause 8**

The wording in Clause 8 be re-worded to read “female genital mutilation” and not “genital female mutilation”.

PART III – MISCELLANEOUS

vi. **New Sub-Clause (d) in Section**

A new **Sub-Clause (d) in Section 10** be inserted for the government to take necessary steps to mainstream issues of female genital mutilation or cutting in the public sector by including it in the performance contracts of persons who work in the public sector.

Rationale

This will enhance public education and sensitization by all persons who work in the public sector.

vii. **Clause 12**

Clause 12 be amended to read as follows “ A person who commits an offence under this Act is liable on conviction to imprisonment for a term of not less than 3 years but which may be enhanced or to a fine of not less than two hundred thousand shillings.”

Rationale

The Amendment is to increase the amount payable as fine, is to deter the female genital mutilation practitioners.

5.0. OVERSEEING ORGAN/ AUTHORITY

That there is need to have an implementing Organ under the Ministry of Gender, Children and Social Development. The organ should be a committee The **National Committee for the Abandonment of Female Genital Mutilation (NACAF)**

Terms of reference for the National Coordinating Committee

The long term (vision) is for the Committee to transit to a Board. Members should be drawn from major key stakeholders including the partners and should not exceed twelve (12) and minimum of six (6) which include:

- Line Ministries (MoGCSD, Moh, MoE, MoJ, OP, MoY, MoF, MoP)
- UN Agencies (UNFPA, UNIFEM, UNHCR, UNDP, UICEF, WHO)
- Bilateral partners (GTZ, Norway, SIDA, CIDA, Italy, USIAD, DANIDA)
- NGOs, FBOs etc (Manendeleo ya wanawake, ORG; Population Council, NCWK, FIDA, CARE, ADRA, World Vision, CCM, CIPK, SUPKEM, NCKK, Girl Child Network, Women for Justice in Africa, Womankind Kenya and medical networks)

The Committee should be chaired by the Permanent Secretary for the Ministry of Gender, Children and Social Development. The Gender Secretary should be the secretary to the Committee.

Roles of the National Coordinating Committee

- To strategically prioritize on all areas of focus on all FGM areas of programming
- Should develop a resource mobilization strategy
- Foster networking and collaboration with all key partners and actors
- Ensure prudence on all matters of financing and governance

- To direct all actors on thematic and geographical areas of intervention in FGM programming
- Design and formulate Policy on the Planning, financing and coordinating of all activities relate to GFM
- Facilitate donor funding for FGM activities
- Design supervise and coordinate public Education Programme
- Provide technical and other support services and agencies providing services to FGM programmes
- Design programmes for the eradication (elimination) of FGM.
- Establish Committee in every county to specialize in varieties matters relating to the effect of FGM.
- The Authority to appoint approved officers in various counties who will have powers to rescue and place victim of FGM in places of safety.
- The Authority will may be given arresting and powers to arrest and prosecute.

National Coordinating Committee secretariat

There will be a secretariat for FGM/C which reports to the secretary of Gender and whose roles will be as follows:

- Mapping and updating of FGM activities
- Keeping a database on funding sources
- Setting of priorities for FGM programming
- Developing an M& E framework for anti-FGM programmes
- Ant-FGM advocacy role
- Establishing and managing FGM resource centre

Funding options

Two groups of levels of funding are suggested including:

- Immediate funding– which involve the preparation of a budget for the Permanent Secretary and submitting it to the Ministry of Finance for inclusion in the next year's budget.
- Transitional term – write proposals for fund raising

6.0. CONCLUSION

The Prohibition of the Female Genital Mutilation Bill being passed into Law and its subsequent enactment will curb the vice of Female Genital Mutilation, which is widely practiced by many communities.

MINUTES OF THE EIGHTY EIGHTH SITTING OF THE DEPARTMENTAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON THURSDAY MAY 05, 2011 IN THE COMMITTEE ROOM SECOND FLOOR CONTINENTAL HOUSE PARLIAMENT BUILDINGS AT 10.00 AM.

MEMBERS PRESENT

Hon. Joseph Magwanga, M.P - Acting Chairperson
Hon. Charles Keter, MP.
Hon. Jackson Kiptanui, M.P.
Hon. Alfred Odhiambo, M.P.

ABSENT WITH APOLOGY

Hon. Lenny Kivuti, M.P. - Vice Chairperson
Hon. Sophia Abdi Noor, M.P. - Chairperson
Hon. Pollyns Ochieng, M.P.
Hon. Elijah Lagat, M.P.
Hon. Gideon Konchella, M.P

ABSENT

Hon. Clement Waibara, M.P.
Hon. Aden Keynan, M.P.

IN – ATTENDANCE – NATIONAL ASSEMBLY

John Wanyoike – Clerk Assistant
Carol Kinyua Third Clerk Assistant

PRAYERS

MIN 131/2011 ELECTION OF ACTING CHAIRPERSON.

The Hon Joseph Magwanga MP was proposed by the Hon Charles Keter MP to be the Acting Chairperson and was seconded by the Hon Jackson Kiptanui MP.

There being no other proposal the Acting Chairperson Hon Joseph Magwanga MP theron assumed the Chair.

MIN 132/2011 CONFIRMATION OF THE PREVIOUS MINUTES

Minutes of the eighty first sitting were proposed by Hon. Jackson Kiptanui, MP and seconded by Hon. Charles Keter, MP. and signed by the Ag. Chairperson.

Minutes of the eighty seven sitting were proposed by Hon. Charles Keter, MP and seconded by Hon. Joseph Magwanga, MP. and signed by the Ag. Chairperson.

Under Minute 128

Visit to Spain

The Committee was informed that by the time of the meeting, Spain had only made one appointment hence the need to postpone the trip to May 21, 2011 so as to allow them to make more appointments for the Committee.

Visit to France

The Committee was informed that France had booked all the necessary appointments and the proposed dates for the visit were May 15 – 20 2011.

The Committee thus resolved to combine the France and Spain trips.

The Committee will visit France from May 15th – 20th and then Spain from May 21 – 27, 2011.

Further the Committee resolved to have one delegation for the two countries and the following Members will constitute the delegation:

- a) Hon. Sophia Abdi Noor, MP. – Chairperson and Leader of the Delegation
- b) Hon. Charles Keter, MP.
- c) Hon. Alfred Odhiambo, MP.
- d) Hon. Pollyns Ochieng, MP.

Visit to Malaysia

The Committee was informed that the Malaysian High Commission was requesting for the names of the delegation that would visit.

The Committee resolved to give the names later as there was time because the trip was scheduled for September.

Invitation to Kigali, Rwanda

The Committee was informed that there was an invitation for two Members of the Committee to visit Kigali in Rwanda on 30th and 31st of May by the East African Community.

The Conference on the Role of Women in Socio Economic Development and Women in Business Kigali Rwanda.

The Committee resolved to have the following two Members form the delegation:

- a) Hon. Jackson K. Kiptanui, MP

b) Hon. Joseph Magwanga, MP

Invitation to Tanzania, Uganda and Rwanda

The Committee was informed that the Ministry of Labour was planning take the Committee along with them on a benchmarking trip to:

- a) Arusha, Daresalaam and kigali
- b) Uganda and Rwanda

Official Communication had however not been received and it was expected before the end of the week.

The Committee resolved to have the trip in early June once the official communication is made.

MINUTE 135/2011

A.O.B

Invitation to the Kenya children's parliament

The Committee was informed of a letter Ref CS/1/46/35 dated April 20,2011 from the Ministry of Gender, Children and Social Development inviting the Committee to the Children's Parliament. It was however noted that the letter arrived late after the event had already taken place.

The Committee resolved to have a reply written acknowledging the receipt of the letter and informing the Minister that the letter had arrived late hence the Committee's inability to attend the function

Prohibition of Female Genital Mutilation Bill

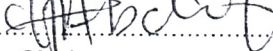
The Committee was informed that the Prohibition of the Female Genital Mutilation Bill would appear in the order paper from Tuesday May 10, 2011.

The Committee resolved to have Hon. Sophia Abdi Noor, MP Chairperson of the Committee move the Committee amendments and Hon. Alfred Odhiambo, MP second to second the amendments.

MIN 136/2011

ADJOURNMENT

And there being no other business, the Ag. Chairman thanked all the Members and adjourned the meeting at thirty minutes past eleven o'clock.

Signature.......... Date.....
Chairperson

MINUTES OF THE NINETIETH SITTING OF THE DEPARTMENTAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON WEDNESDAY MAY 11, 2011 IN THE COMMITTEE ROOM SECOND FLOOR, CONTINENTAL HOUSE, PARLIAMENT BUILDINGS AT 12.30 PM.

MEMBERS PRESENT

Hon. Sophia Abdi Noor, M.P. - Chairperson
Hon. Pollyns Ochieng, M.P.
Hon. Joseph Magwanga, M.P.
Hon. Jackson Kiptanui, M.P.

ABSENT WITH APOLOGY

Hon. Lenny Kivuti, M.P. - Vice Chairperson
Hon. Charles Keter, MP.
Hon. Alfred Odhiambo, M.P.
Hon. Elijah Lagat, M.P.
Hon. Gideon Konchella, M.P.

ABSENT

Hon. Clement Waibara, M.P.
Hon. Aden Keynan, M.P.

IN – ATTENDANCE – NATIONAL ASSEMBLY

John Wanyoike – Clerk Assistant
Caroline Kinyua – Third Clerk Assistant

PRAYERS

MIN 139/2011

VISIT TO FRANCE AND SPAIN

The Committee was informed that the Clerk of the National Assembly had turned down the request for the Committee to travel to France and Spain as one trip citing budgetary constraints. He instead advised the Committee to reduce the size of the delegation from four Members to two Members and take the trips for the two countries separately.

The Committee however argued that they have not spent the budgetary money allocated to them. The Committee reasoned that going to France and taking a flight back to Kenya and then taking another flight back to Spain would cost more than when the Committee goes to France for five days and then moves on to Spain for seven days and back to Kenya.

The Committee further argued that two Members does not constitute a quorum, hence the need to have more than two Members form the delegation.

The Committee resolved to still combine the two trips but reduced the number of delegation from four to three Members and one secretary. The delegation would travel to France on May 15 and leave France for Spain on May, 20 to May, 30 and then travel back to Kenya.

The three Members appointed to form the delegation include:

The Hon. Pollyns Ochieng, MP.- Leader of Delegation

The Hon. Alfred Odhiambo, MP

The Hon. Charles Keter, MP

MIN 140/2011

A.O.B

The Prohibition of FGM Bill

The Chair sought the permission of the Committee to include the following further amendments to the Prohibition of FGM Bill and to consult the legal department together with the Committee Clerk in regard to the added amendments as below:-

i. **Overseeing Organ/ Authority**

That there is need to have an implementing Organ under the Ministry of Gender, Children and Social Development. The organ should be a committee called **National Committee for the Abandonment of Female Genital Mutilation (NACAF)**

Terms of reference for the National Coordinating Committee

The long term (vision) is for the Committee to transit to a Board. Members should be drawn from major key stakeholders including the partners and should not exceed twelve (12) and minimum of six (6) which include:

- Line Ministries (MoGCSD, Moh, MoE, MoJ, OP, MoY, MoF, MoP)
- UN Agencies (UNFPA, UNIFEM, UNHCR, UNDP, UICEF, WHO)
- Bilateral partners (GTZ, Norway, SIDA, CIDA, Italy, USIAD, DANIDA)
- NGOs, FBOs etc (Manendeleo ya wanawake, ORG; Population Council, NCWK, FIDA, CARE, ADRA, Wordl Vision, CCM, CIPK, SUPKEM, NCKK, Girl Child Network, Women for Justice in Africa, Womankind Kenya and medical networks)

The Committee should be chaired by the Permanent Secretary for the Ministry of Gender, Children and Social Development and the Gender Secretary should be the secretary to the Committee.

Roles of the National Coordinating Committee

- To strategically prioritize on all areas of focus on all FGM areas of programming
- Should develop a resource mobilization strategy
- Foster networking and collaboration with all key partners and actors
- Ensure prudence on all matters of financing and governance
- To direct all actors on thematic and geographical areas of intervention in FGM programming
- Design and formulate Policy on the Planning, financing and coordinating of all activities relate to GFM
- Facilitate donor funding for FGM activities
- Design supervise and coordinate public Education Programme
- Provide technical and other support services and agencies providing services to FGM programmes
- Design programmes for the eradication (elimination) of FGM.
- Establish Committee in every county to specialize in varieties matters relating to the effect of FGM.
- The Authority to appoint approved officers in various counties who will have powers to rescue and place victim of FGM in places of safety.
- The Authority will may be given arresting and powers to arrest and prosecute.

National Coordinating Committee secretariat

There will be a secretariat for FGM/C which reports to the secretary of Gender and whose roles will be as follows:

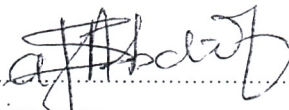
- Mapping and updating of FGM activities
- Keeping a database on funding sources
- Setting of priorities for FGM programming
- Developing an M& E framework for anti-FGM programmes
- Ant-FGM advocacy role
- Establishing and managing FGM resource centre

Funding options

Two groups of levels of funding are suggested including:

- Immediate funding– which involve the preparation of a budget for the Permanent Secretary and submitting it to the Ministry of Finance for inclusion in the next year's budget.
- Transitional term – write proposals for fund raising

And there being no other business, the Chairperson thanked all the Members and adjourned the meeting at thirty minutes past one o'clock.

Signature.......... Date.....
Chairperson

MINUTES OF THE NINETY FIRST SITTING OF THE DEPARTMENTAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON THURSDAY MAY 19, 2011 IN THE RESTAURANT, SEVENTH FLOOR, CONTINENTAL HOUSE, PARLIAMENT BUILDINGS AT 10.00AM.

MEMBERS PRESENT

Hon. Sophia Abdi Noor, M.P. - Chairperson
Hon. Pollyns Ochieng, M.P.
Hon. Elijah Lagat, M.P.

ABSENT WITH APOLOGY

Hon. Joseph Magwanga, M.P.
Hon. Jackson Kiptanui, M.P.
Hon. Charles Keter, MP.
Hon. Alfred Odhiambo, M.P.

ABSENT

Hon. Lenny Kivuti, M.P. - Vice Chairperson
Hon. Gideon Konchella, M.P.
Hon. Clement Waibara, M.P.
Hon. Aden Keynan, M.P.

IN – ATTENDANCE – NATIONAL ASSEMBLY

John Wanyoike – Clerk Assistant
Caroline Kinyua – Third Clerk Assistant

PRAYERS

MIN 142/2011 CONFIRMATION OF THE PREVIOUS MINUTES

Minutes of the eighty ninth sitting were proposed by Hon. Pollyns Ocheing, MP and seconded by Hon. Sophia Abdi, MP.

Minutes of the ninetieth sitting were proposed by Hon. Pollyns Ocheing, MP and seconded by Hon. Sophia Abdi, MP.

Minutes of the eighty eight sitting were not confirmed as the Members who were present during the sitting were absent hence the Committee could not confirm whether the minutes were a true recording of the sitting. It was resolved that the minutes would be confirmed during the next sitting.

MIN 143/2011 MATTERS ARISING

i. **Under Min 139/2011: Visit to France and Spain**

The Committee was informed that despite the fact that the visit to Spain had been cancelled by the Clerk due to financial constraints. Spain sent a programme of activities

for the period running from May 20 to 30, 2011 when the Committee was expected to be in Spain.

The Chairperson offered to take up the matter with the Clerk, on whether the Committee would undertake the trip but on new dates, that would be proposed by Spain.

The Committee appointed the following Members to form the delegation to Spain

- Hon. Polynns Ocheing, MP. – Leader of the delegation
- Hon. Alfred Odhiambo, MP.
- Hon. Charles Keter, MP.

The Committee was informed that France, in their correspondence proposed the new dates for the visit as from June 13, 2011.

The Committee appointed the following Members to form the delegation to France from June 12 to 15, 2011

- Hon. Joseph Magwanga, MP – Leader of delegation
- Hon. Eliajh Lagat, MP
- Hon. Jackson Kiptanui, MP

ii. **Under Min 140/2011: Report on the prohibition of FGM bill**

The Committee was informed that the Kenya National Assembly legal department had prepared a report on the bill, including all the amendments that the Committee had put forward.

The Chairperson informed the Committee that she would be travelling out of the country and would wish to have the report tabled when she comes back after of June 04, 2011. She was thus advised to seek the Clerk's approval in postponing the tabling of the report on the Bill.

The Committee sought to have a workshop in Mombasa to go through the report. The Chairperson offered to request KEWOPA to organise for a workshop for the Committee to look at the report before laying it in the House.

MIN 144/2011

REPORT ON ORDINARY QUESTION 626 BY HON. WILLIAM
KABOGO, MP

The Committee went through the report and made the following amendments:-

- i. The following should be included as observations of the Committee
 - That the Thika Municipal Council defied summons to appear before the Ministry of Labour to try and resolve the issue of the 250 workers.
 - That in hiring of employees, nepotism is widely practised in most of the councils.
- ii. That the following should be included as conclusions of the Committee
 - Further investigations be done to establish complains of nepotism across all the county councils

MIN 145/2011 A.O.B

Recalling the Ministry of Labour

During the seventy second sitting the Committee resolved to recall the Ministry of Labour towards the end of May.

Further in Min: 56/2011 the Committee had expected the following additional information which had not been submitted by the time of the sitting.

- Financial reports of NSSF
- More information on NSSF housing projects
- Report on Assessment and Skills Mapping Exercise by Delloitte and Touch to be ready by end of May.
- The Ministry and NSSF offered to hold a workshop to appraise the Members on the proposed National Social Security Programme

The Committee thus resolved to recall the Minister for Labour for submission of the above documents and for further deliberations on NSSF.

MIN 146/2011 ADJOURNMENT

And there being no other business, the Chairperson thanked all the Members and adjourned the meeting at thirty minutes past eleven o'clock

Signature..... Date.....

Chairperson