

COUNTY GOVERNMENT OF KITUI



THE COUNTY ASSEMBLY OF KITUI

SECOND ASSEMBLY – SECOND SESSION

**THE COMMITTEE ON BASIC EDUCATION, TRAINING & SKILLS
DEVELOPMENT:**

REPORT ON THE VETTING

OF

- 1. MRS. AGNETA MWIKALI PETER NOMINEE FOR THE APPOINTMENT
AS COUNTY CHIEF OFFICER, DEPARTMENT OF EDUCATION;
AND**
- 2. MR. GEOFFREY MULINGE CHANGANGU NOMINEE FOR THE
APPOINTMENT AS COUNTY CHIEF OFFICER, DEPARTMENT OF
YOUTH DEVELOPMENT.**

CLERK OF ASSEMBLY CHAMBER'S

P. O BOX 694

KITUI.

MARCH, 2018

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1.0 PREFACE

Mr. Speaker Sir,

On behalf of the Sectoral Committee on Basic Education, Training and Skills Development and pursuant to the provisions of Standing Order 190 (5) (f), it is my pleasant privilege and honor to present to the Assembly, the Committee's report on the vetting of the Nominees for the position of County Chief Officers for the Ministry of Education, ICT and Youth Development.

Nominee's Name	County Department
Mrs. Agnetta Mwikali Peter	Education
Mr. Geoffrey Mulinge Changangu	Youth Development

1.1 Mandate of the Committee

Mr. Speaker Sir,

The mandate of the Committee as spelt out in Standing Order No. 190(5) which specifically provides that sectoral committees shall among others be:

...vet and report on all appointments where the constitution or any law requires the County Assembly to approve, except those under Standing Order 184 (Committee on Appointments).

1.2 Committee Establishment and Membership

Mr. Speaker Sir,

The Sectoral Committee on Basic Education, Training and Skills Development was established pursuant to the provisions of Standing Order No. 190 and it comprises of the following Members:

- | | |
|-----------------------------------|------------------|
| 1) Hon. Jefason Ngui Kiruru | Chairperson |
| 2) Hon. Ruth Kyene | Vice Chairperson |
| 3) Hon. Fredrick kithome Nthuri | Member |
| 4) Hon. Philip Nguli | Member |
| 5) Hon. Jane Mutua | Member |
| 6) Hon. Andrew Ndisya Iusa | Member |
| 7) Hon. Munira Mohammed | Member |
| 8) Hon. Florence Mwendu Singi | Member |
| 9) Hon. Esther Kalunde Ndile | Member |
| 10) Hon. James Mbuvi Wanguze Kula | Member |
| 11) Hon. Munyoki Mwinzi | Member |

2.0 BACKGROUND INFORMATION.

2.1 Establishment of the Office of the Chief Officer.

Mr. Speaker Sir,

Section 45 of the County Government Act, 2012 provides that:

The Governor shall:

- i. Nominate qualified and experienced County Chief Officers from among persons competitively sourced and recommended by the County Public Service Board; and
- ii. With the approval of the County Assembly, appoint County Chief Officers.

2.2 Functions of the Chief Officers.

Mr. Speaker Sir,

- i. A County Chief Officer shall be responsible to the respective County Executive Committee Member for the administration of county department as provided under section 46 of the County Government Act, 2012.
- ii. The County Chief Officers shall be the authorized officer in respect of exercise of delegated power.

2.3 Message from H. E. the Governor.

Mr. Speaker Sir,

Pursuant to the provisions of Standing Order No. 39(1), the Speaker of the County Assembly on Wednesday 14th March, 2018 conveyed a message to the Assembly from H.E. the Governor regarding the Nominees to the position of

County Chief Officers, among them the Nominees for the Departments of Education and Youth Development.

The Speaker having read the Message from the Governor referred the names of the Nominees together with their curriculum vitae to the Committee on Basic Education, Training and Skills Development for vetting as provided for in section 9(1) of the Public Appointments (County Assemblies Approval) Act No.5 of 2017 and report to the House within 21 days.

2.4 Notification to the Nominees

On 15th March 2018, the Clerk of Assembly on behalf of the Committee, pursuant to section 7(4) of the Public Appointments (County Assemblies Approvals) Act, No.5 of 2017, notified the Nominees through the print media on the time, date and venue for holding the approval hearings.

The Clerk further requested the nominees to bring with them clearance certificates from the Kenya Revenue Authority (KRA), the Higher Education Loans Board (HELB), Ethics and Anti- Corruption Commission (EACC), Criminal Investigations Department and Credit Reference Bureau together with originals of their identity card/valid passport, a detailed CV, academic and professional certificates and any other relevant testimonials.

2.5 Notification to the public.

Section 7(10) of the Public Appointments (County Assemblies Approvals) Act, No.5 of 2017, provides that *“any person may, prior to the approval hearings, and by written statement of oath, provide the clerk with evidence contesting the suitability of a candidate to hold the office to which the candidate has been nominated.”*

On 15th March, 2018, the Committee, through the Office of the Clerk placed a notification in the print media informing the general public of the intention of the County Assembly to conduct an approval hearing as provided in the County Assembly Standing Order 42(3) and Section 7(5) of the Public Appointment (County Assemblies Approval) Act No.5 of 2017, which allows public participation in Committee proceedings. The clerk of the county assembly gave provision for the submission of the memoranda to his office, on suitability or otherwise of the nominees by close of business on Tuesday 20th March, 2018.

2.6 Committee Proceedings

The Committee conducted the vetting on 22nd March, 2018, a total of two (2) sittings were held. The committee's first business was to formulate questions on the vetting exercise in line with the Public Appointments (County Assemblies Approval) Act No.5 of 2017 and examine the memoranda if any.

Further, the Committee examined and reviewed the nominee's filled questionnaires, original certificates, testimonials, considered public views and vetted the nominees after unanimously setting 67% as the average pass mark for the candidate nominated to the Department of Education and 69% for the candidate nominated to the Department of Youth Development.

2.7 Submission of Memoranda

At close of business on Tuesday 20th March, 2018, the Office of the Clerk had not received any memoranda from the public challenging the suitability or otherwise of the Nominees to be appointed as the Chief Officers.

3.0 VETTING PROCESS

The Committee conducted approval hearings for the nominees on Thursday 22nd, March, 2018 in committee room II in the County Assembly precincts.

The Committee vetted the nominees using the guidelines provided in Section 8 of the Public Appointments (County Assemblies Approval) Act No.5 of 2017, which provides for issues the County Assembly is supposed to consider in relation to any nomination. These are:

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

The first schedule of the Public Appointment (County Assemblies Approval) Act No.5 of 2017 provides for the criteria used to guide the Committee. Briefly, these are:

- a) Education, employment record;
- b) Public office, political activities and affiliations;
- c) Deferred income or future benefits;
- d) Sources of income, tax status, statement of net worth;
- e) Potential conflicts of interest;
- f) Pro bono or charity work;
- g) Whether the nominee has been charged in a court of law or convicted;
and

h) Whether the nominee has been adversely mentioned in an investigatory report of a parliamentary committee or commission.

3.1 Acknowledgement

Mr. Speaker Sir,

I would wish to appreciate the support from the Office of the Speaker and that of the Clerk of Assembly in facilitating the vetting exercise.

I wish also to extend special gratitude to Members of the Committee and Secretariat for their enthusiasm, hard work and commitment that we credit the accomplishment of this mission.

Finally, The Committee is also thankful to the public, media, the County Assembly Hansard and Communications Department for their coverage of the proceedings, thus enhancing accountability and transparency of the vetting exercise.

Mr. Speaker Sir,

It is now my pleasant duty, pursuant to Standing Order 190(5), to present the report of the Sectoral Committee on Basic Education, Training and skills Development on consideration and vetting exercise for the nominees.

Date:

Signed:

HON. JEFASON NGUI KIRURU.

CHAIRPERSON, COMMITTEE ON BASIC EDUCATION, TRAINING AND SKILLS DEVELOPMENT.

4.0 COMMITTEE FINDINGS AND RECOMMENDATIONS

Mr. Speaker sir,

The following are the committee findings;-

4.1 Mrs. Agnetta Mwikali Peter – Chief Officer for the Department of Education.

Personal Background

In her submission Mrs Peter informed the committee that she was born in Mwingi North Sub County in 1965. She is married.

Educational Background

Mrs. Agnetta Mwikali Peter is currently pursuing her PHD at Kenyatta University.

She holds a Masters degree in Education from Kenyatta University and a Bachelors degree in Education from Moi University.

She attended Kimangau Girls Secondary school for her ‘O’ Levels and passed with division 2 before moving to St Mary’s Igoji Secondary School for her A levels.

Professional Experience and Affiliations.

Mrs. Agnetta Mwikali Peter is not a Member of any professional body though she has attended several professional management training courses both locally and internationally. Among others:-

- Attended Africa Convention of principals in Lesotho & Kampala
- Attended a provincial workshop on KSSP training on implementation programmes at different levels.
- Effective performance management course in education organized by T.S.C and:

- Workshop on problem solutions, action and reflections.

Work Experience.

The nominee has twenty six years' experience working in the Public Service. She began her employment career in the year 1990 at Kyondoni Girls Secondary School as an assistant teacher in job group J where she was promoted to job group K as a graduate teacher 2 in the year 1993.

She was later transferred to Mbitini Girls Secondary School in the year 1994 where she rose to the Position of a Principal before being transferred to Ilako Mututa Secondary and finally Nzeluni Girls.

She was further promoted to T.S.C County Director and posted to Isiolo County where she worked for three (3) years before being transferred to Nakuru County, where she worked until her resignation.

The nominee informed the Committee that in her previous assignments as an administrator in various capacities had prepared her for the role of County Chief Officer.

Achievements.

While at: -

- I. Mbitini Girls Secondary School, the nominee achieved the following among others;-**
 - Enrolment rose from 240 to 583 students.
 - School mean grade rose from 3.9861(1996) to 6.7450(2006).
 - In the year 2001,2002,2003,2006 and 2007 the School was among the top 100 Schools Nationwide.

- II. Nzeluni Girls Secondary School, the nominee achieved the following;-**
- In 2009 school mean grade rose from 5.9 to 6.072 and 2012 to 6.9 from 6.1 after developing a strategic plan to improve the performance.

Potential Conflict of interest

The nominee stated that there would be no conflict of interest between her private interests and her position as a County Chief Officer if her appointment was to be confirmed.

Integrity

The Nominee had no integrity issues as evidenced by self-declaration form from the Ethics and Anti-Corruption Commission (EACC).she was also cleared by the following statutory bodies;

- Higher Education Loans Board (HELB).
- Criminal Investigation Department.
- Credit Reference Bureau.

Accountability

The nominee stated that she would adhere to the code of conduct as a public officer when performing her duties.

Committee observations and findings

The Committee having considered the nominees curriculum vitae and heard oral submissions during the vetting made the following observations:

- I. The Committee noted that the information availed to justify section 8 (a) of the Public Appointment (County Assembly Approval) Act No. 5 Of 2017 which outlines the procedure and detailed criteria used to arrive at the nominee including and not limited to advertisement,

shortlisting, interview process and nomination for the nominee was not satisfactory.

- II. The Committee had set a pass mark of 67% and the Nominees upon vetting scored 67%.
- III. The nominee's education background and work experience has prepared her for the task ahead since she has a clear understanding of how the job relates with the overall County aspiration and goals.
- IV. The nominee understands the functions, responsibilities and the statutory powers vested in the office of the Chief Officer.

Recommendations of the Committee on Mrs. Agnetta Mwikali Peter to the post of Chief Officer Department of Education.

After the vetting process, the Committee could not unanimously come up with a common recommendation thus called for a division voting. The Committee was further unable to make a conclusive decision since there was a tie after voting, and therefore the committee resolved to forward their report without specifying any recommendation that is, they neither approve nor reject the nominee's appointment.

4.2 Mr. Geoffrey Mulinge Changangu - Chief Officer for the Department of Youth Development.

Personal Background

The nominee was born in Kitui Central Sub County in the year 1979 and is married with three children.

Mr Geoffrey Mulinge Changangu is currently the branch manager National bank of Kenya Malindi branch with a wealth of experience spanning over 13 years in the banking sector.

Educational Background

He is currently pursuing Masters degree in business administration finance option at Kenyatta University.

He holds a bachelors degree in science, mathematics option from Catholic University.

He sat for his K.C.S.E examination in the year 1997 where he obtained a mean grade of B-.

Professional Affiliation.

He is a certified Member of institute of Certified Publics Accountants of Kenya (ICPAK) under Member's membership No 13812.

Further the nominees has undertaken several short courses in management to boost his administrative skills. The same was verified from the certificates availed.

Working experience.

Mr. Geoffrey has a wealth of experience in the banking industry. He began his career in National Bank of kenya as a graduate clerk in the year 2005. Then rose to the position of operations bank Manager in the year 2013, Changanwe branch. He was further promoted to the position of branch manager National bank of kenya, Malindi branch in the year 2014 where he is currently working.

Along with the above, Mr. Geoffrey is the:-

- Chairperson of the Management Board - Malindi Sub County hospital.
- Board member - kyamathyaka secondary school.

- Member rotary international.

Achievements.

- 2015- Turned around business at National bank Malindi branch from score 1 to score 3.
- 2014 - Instrumental in laying out Changamwe branch business development strategies(winner of trophy as the best branch in operations)
- 2013 - Turned round Moi International Airport, Mombasa, from a cash collection centre to a full operational branch by introducing business growth strategies.
- 2012 - Branch Champion for core banking systems migration from NBK old system to new system, user training and support.
- 2011-2012 - Instrumental in setting up operations during the opening of NBK Malindi, Ukunda and Mtwapa branches.
- 2007- Team leader - Safaricom IPO processing –Nkrumah Branch

Integrity.

The nominee has no integrity issue given that he was cleared by the Ethics and Anti-Corruption Commission.

Potential conflict of interest

The nominee has no potential conflict of interest.

Other issues under consideration.

- **Overall suitability for the position.**

Although the candidate was nominated for a portfolio he was not interviewed for, the Members felt that he had the right attitude and experience to work in the position in which he was nominated as observed

from the way he accurately responded to the oral questions by the members during vetting exercise.

Notwithstanding that the nominee has vast experience having worked and exemplary excelled in the banking sector, his qualifications and work experience was not in youth development. Nonetheless, he could apply his experience to the success of the department.

Committee observation and findings.

1. The Committee noted that the information availed to justify section 8 (a) of the Public Appointment (County Assembly Approval) Act No 5, 2017 which outlines the procedure and detailed criteria used to arrive at the nominee including and not limited to advertisement, shortlisting, interview process and nomination for the nominee was not satisfactory.
2. The committee had set a pass mark of 69% and the Nominees upon vetting scored 72%.
3. Has satisfied the requirements of chapter six of the Constitution of Kenya on leadership and integrity.
4. The nominee has no integrity concerns. He is tax compliant and had received clearance from Kenya Revenue Authority (KRA), the Higher Education Loans Board (HELB), Ethics and Anti - Corruption Commission (EACC), Criminal Investigation Department and the Credit Reference Bureau.
5. He has never been charged with a criminal offence in any court of law and has no potential cause of any conflict of interest and has never been

dismissed from office for contravention of the provisions of Article 75 of the Kenya constitution.

6. Has the necessary qualification as seen from the documents presented to the Committee.
7. The nominee has vast experience in the private sector, starting as a junior banker and rising through the ranks to become a branch Manager (National Bank of Kenya).

Committee recommendation on the nomination of Mr. Geoffrey Mulinge Changangu to the post of Chief Officer Department of Youth Development

That; having considered the suitability, capacity and integrity of the nominees, and pursuant to section 45(1) of the County Government Act, 2012 and Section 9 (1) of the Public Appointment (County Assemblies Approval) Act No.5 of 2017, Standing Orders and other relevant statutes, the Committee recommends that the County Assembly approves the nomination and subsequent appointment of the nominee.

Compiled by:

1. Joseph Kimote – Clerk Assistant
2. Chris Mwangangi – Clerk Assistant

ANNEXES

1. Adoption of the report
2. Bio-data of the Nominees for the County Chief Officers Positions
3. Minutes on the adoption of the report

ANNEX 1

ADOPTION OF THE REPORT

We Members of Committee on Basic Education adopt this report on the vetting of Mrs. Agnetta Mwikali Peter, nominee for appointment to the position of Chief Officer Department of Education and Geoffery Mulinge Changangu the nominee for appointment to the position of Chief Officer Department of youth Development and append our signatures to confirm our approval and its accuracy, validity and authenticity on Wednesday, 28th March, 2018.

S.NO.	NAMES	DESIGNATION	SIGNATURE
1.	HON JEFASON N. KIRURU	CHAIRPERSON	
2.	HON. RUTH KYENE	VICE CHAIRPERSON	
3.	HON. MUNIRA MOHAMMED	MEMBER	
4.	HON.ANDREW NDISYA LUSA	MEMBER	
5.	HON.FREDRICK K. NTHURI	MEMBER	
6.	HON.PHILIP NGULI	MEMBER	
7.	HON. JANE MUTUA	MEMBER	
8.	HON.ESTHER K. NDILE	MEMBER	
9.	HON.JAMES MBUVI K. WANGUZE	MEMBER	
10.	HON. FLORENCE M. SINGI	MEMBER	
11.	HON. MUNYOKI MWINZI	MEMBER	