

STATEMENT REQUEST ON VARIOUS COUNTY STAFF APPOINTED ON ACTING CAPACITIES

Mr. Speaker Sir,

Pursuant to the provisions of Standing Order No 41 (2) (c), I would like to request for a statement from the Chairperson for the Committee on Labour and Social Welfare on various County Staff appointed on Acting Capacities,

Aware that the Committee on Labour and Social Welfare is mandated under Standing Order No. 190(5) and the Second Schedule to oversight all matters relating to Labour, trade union relations, employment, man power or human resource planning and social welfare,

Further aware that Section 59(1)(b) of the County Governments Act, 2012 mandates the County Public Service Board to appoint persons to hold or act in offices of the County Public Service including in the Boards of cities and urban areas within the county and to confirm appointments;

Concerned that a number of county staff including the Ag. County Secretary, Ms. Agnes Kawila Mulewa appointed on 20th December 2022, the Ag. Head of Revenue Ms. Roselyne Kavata Munyasya appointed on 15th September 2022, the Ag. Secretary to the County Public Service Board Mr. Wilfred Ngesu appointed in 2020, among many others have been on acting capacity for a period beyond the legally prescribed duration pursuant to the provisions of Section 34(3) of the Public Service Commission Act, 2017;

Cognizant that the procedure of recruiting the Secretary to the County Public Service Board is clearly provided under Section 58(c) of the County Governments Act, 2012 while Section 44(2) of the County Governments Act 2012 provides for the procedure of recruiting a County Secretary;

Further Cognizant that acting in a position for an unreasonably long period without a substantive appointment could indeed be considered an unfair labor practice as per the Labour Relations Act, 2007;

Further Concerned that putting staff under unreasonably long acting capacities does not only contravene the law as well as lowering the morale of staff but also denies well deserving candidates such substantive positions.

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Mr. Speaker

you may approve
to 6/6/2024

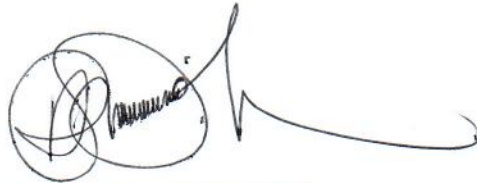
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Approved.

[Signature]
10/6/2024

THAT, the Committee on Labour and Social Welfare carries out an inquiry and report back to this house within 21 days with facts on the following issues:

1. The names and designations of staff in Kitui Public Service appointed in acting capacities.
2. The duration such staff have been in acting capacities.
3. A justification as to why such staff should not be appointed to substantially fill the positions.
4. A justification for not recruiting a substantive County Secretary as well as a secretary to the County Public Service Board.
5. The measures being put in place to deter similar reoccurrences.

Signed _____



Hon. Jeremiah Musee Mutua - MCA

Date _____

8th May, 2024.