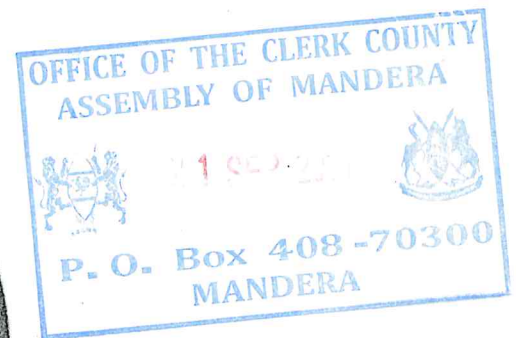
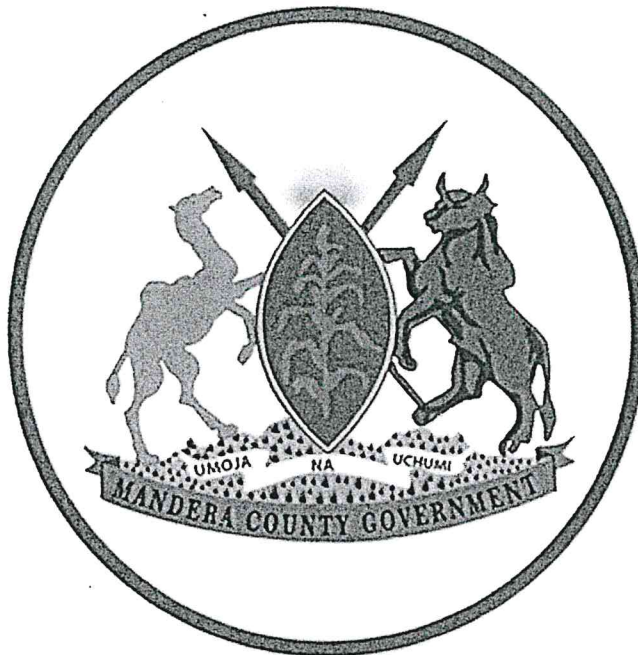


**REPUBLIC OF KENYA
MANDERA COUNTY ASSEMBLY**



SECOND ASSEMBLY- FOURTH SESSION, 2020

**REPORT OF LANDS, HOUSING AND PHYSICAL PLANNING
COMMITTEE ON VETTING OF ELWAK MUNICIPALITY BOARD
MEMBER NOMINEES.**

*THE CLERK'S CHAMBER,
MANDERA COUNTY ASSEMBLY,
SEPTEMBER 2020*

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PREFACE

Mr. Speaker Sir,

On behalf of Lands, Housing and Physical Planning Committee and pursuant to Standing Order 193(5), it is my duty and pleasure to present to the Assembly, the Committee's report on vetting of Elwak Municipality Board Member Nominees.

This is one of the Sectoral Committees established under the Standing Order 193(5)(f). Among its functions are to study the programs and policy objectives of departments and the effectiveness of the implementation, make reports and recommendations to the County Assembly as often as possible and including recommendations of proposed legislation.

Mr. Speaker Sir,

The legislative authority of a County is vested in, and exercised by its County Assembly as provided for in Article 185 of the Constitution of Kenya, 2010. A County Assembly may make any laws that are necessary for or incidental to the effective performance of the function and exercise of the powers of the County Government under the fourth schedule.

COMMITTEE'S MANDATE

Mr. Speaker Sir,

The Sectoral Committee on Lands Housing and Physical Planning derives its mandate from provisions of Standing order 193(5).

The functions of the Committee are as follows;

- a) To investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned departments;
- b) To study the programs and policy objectives of departments and the Effectiveness of their implementation;
- c) To study and review all legislation referred to it;
- d) To study, assess and analyze the relative success of the departments measured by the results obtained as compared with their stated objectives;
- e) To investigate and inquire into all matters relating to the assigned departments as may be deemed necessary, and as may be referred to it by the County Assembly;
- f) To vet and report on all appointments where the Constitution or any law requires the County Assembly to approve, except those under Standing Order 188 (Committee on appointments); and
- g) To make reports and recommendations to the Assembly as often as possible, including recommendations of proposed legislation.

COMMITTEE COMPOSITION

The following are the Members of the Committee as constituted by the house.

1. Hon. Halima Billow Omar-	Chairperson
2. Hon. Hindia Hussein Ibrahim	vice Chairperson
3. Hon. Adan Maalim Abdullahi	Member
4. Hon. Abass Abdille Mohamed	Member
5. Hon. Abdinur Diisow Teno	Member
6. Hon. Adan Maalim Mohamed	Member
7. Hon. Abdi Adan Ali	Member
8. Hon. Amran Adan Abdirahman	Member
9. Hon. Nasra Noor Mohamed	Member

ACKNOWLEDGEMENT

Mr. Speaker Sir,

The Committee wishes to thank the offices of the Speaker and the Clerk to the County Assembly for supporting the committee in carrying out its mandate.

I would like to also thank the Honourable Members for their cooperation, teamwork and commitment in coming up with this report.

It is therefore my pleasant duty and privilege on behalf of Lands, Housing and Physical Planning Committee to present the committee's report on vetting of Elwak Municipality Board Member Nominees for approval by this County Assembly.



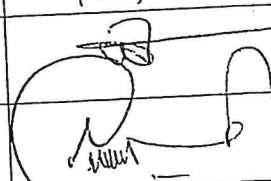
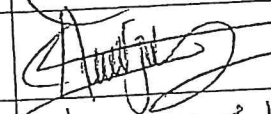
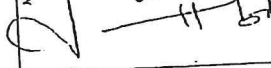





HON. HALIMA BILLOW OMAR
CHAIRPERSON, LANDS, HOUSING AND PHYSICAL PLANNING
COMMITTEE.

SIGNED:DATE.....

OWNERSHIP OF THE REPORT

We, the Members of Lands, Housing and Physical Planning Committee, do adopt this report by appending our signatures against our names.

NO.	NAMES	DESIGNATION	SIGNATURE
1.	Hon. Halima Billow Omar	Chairperson	
2.	Hon. Hindia Hussein Ibrahim	V/Chairperson	
3.	Hon. Adan Maalim Abdullahi	Member	
4.	Hon. Abass Abdille Mohamed	Member	
5.	Hon. Abdinur Diisow Teno	Member	
6.	Hon. Adan Maalim Mohamed	Member	
7.	Hon. Abdi Adan Ali	Member	
8.	Hon. Amran Adan Abdirahman	Member	
9.	Hon. Nasra Noor Mohamed	Member	

BACKGROUND AND LEGAL FRAMEWORK

BACKGROUND

On 18th August, 2020 the Governor of Mandera County H.E Ali Ibrahim Roba submitted to the County Assembly, the nominees for Elwak Municipality Board Members vide a letter **Ref: MCG/ MCA/GOV/2020/010** dated 17th August, 2020 Pursuant to section 14 of the Urban Areas and Cities (Amendment) Act, 2019, for vetting by Mandera County Assembly as per Section 9(1) of Public Appointments (County Assemblies Approval) Act, 2017 and other relevant laws.

During a plenary sitting held on 19th August 2020 through a communication from the Chair, the Hon. Speaker notified Honourable members of the nomination from His Excellency the Governor on nominees for Elwak Municipality Board were committed to Lands, Housing and Physical Planning Committee:

S/NO	NOMINEE NAME	GENDER	PORTFOLIO	CATEGORIES
1.	Mr. Said Ibrahim Hassan	Male	Board Member	Governor's appointee
2.	Mr. Abdullahi Hassan Khala	Male	Board Member	Elwak Youth Representative
3.	Mrs. Amina Maalim Ibrahim	Female	Board Member	Registered Association (KNUT)
4	Mr. Ismail Hassan Issack	Male	Board Member	Governor's appointee
5.	Mr. Shukri Mohamed Hussein	Male	Board Member	Professional body (KNUN)
6.	Mr. Hassan Sheikh Alio	Male	Board Member	Governor's appointee
7.	Mrs. Khadija Issak Ibrahim	Female	Board Member	Private sector (Maendeleo ya Wanawake)

Consequently, On 29th, August, 2020 the Clerk to the County Assembly placed an advertisement in the print media, both Standard and Daily Nation newspaper pursuant to the provision of Article 184 of the Constitution of Kenya, Section 87

of the County Government Act, 2012, Public Appointments (County Assembly Approval) Act No.5 of 2017 and Section 13(1) of Urban Area and Cities Act as shown below.

S/N O	NOMINEE NAMES	ID NO.	GEN DER	POSITION	VENUE	DATE	TIME
1	Mr. Said Ibrahim Hassan	22457410	M	Board Member	Committee Room 1	10/9/2020	8.00 AM
2	Mr. Abdullahi Hassan Khala	29548459	M	Board Member	Committee Room 1	10/9/2020	9:30 AM
3	Mrs. Amina Maalim Ibrahim	0207021	F	Board Member	Committee Room 1	10/9/2020	11:00 AM
4	Mr. Ismail Hassan Issack	11550995	M	Board Member	Committee Room 1	10/9/2020	2.30 PM
5	Mr. Shukri Mohamed Hussein	29856184	M	Board Member	Committee Room 1	11/9/2020	8.00 AM
6	Mr. Hassan Sheikh Alio	25852907	M	Board Member	Committee Room 1	11/9/2020	9:30 AM
7	Mrs. Khadija Issak Ibrahim	8760012	F	Board Member	Committee Room 1	11/9/2020	11:30 AM

Pursuant to Section 7(10) of the Public Appointments (County Assemblies Approval) Act No 5 of 2017, Members of the public were invited to submit any information /memorandum on the suitability or otherwise of the candidates for appointment to the position of Elwak Municipality board members. The submission(s) were to be made by way of sworn statements or affidavits and could be accompanied by any documentary evidence. The submission(s) were to be sent to the office of the clerk via email address: clerk@manderaassembly.go.ke on or before 8th, September, 2020 at 12,00PM.

CLEARANCE REQUIREMENT

In Compliance with Ethics and Anti-Corruption Commission Circular. **EACC.7/10/5/VOL.V (44)** dated 26th, April, 2018 on the vetting of persons nominated for appointments to County Public offices requiring the approval of the County assemblies, the Clerk to County Assembly wrote to the Commission Secretary vide a letter **REF No. MCA/EACC/GEN/VOL1 (079)** dated 28th, August, 2020 requesting for any information which may be useful to the committee in the vetting of the nominee for Elwak Municipality Board Members, Mandera County (Annexed). However, at the time of conclusion of this report the commission secretary did not reply.

On 20th August, 2020 Clerk County Assembly wrote to the secretary KNEC vide letters REF No. **MCA/CCO/GEN/1/ VOL.1(006/007/008)** to verify the KCSE Certificates, Primary Teachers' Certificate and ECD Certificates respectively. On the same note the Clerk also wrote to Kampala University vide letter REF NO: **MCA/CCO/GEN/1/ VOL.1(004)** to verify Amina Maalim Ibrahim Diploma certificate, East African University vide letter **REF NO:MCA/CCO/GEN/1/ VOL.1(003)** to verify Ismail Hassan and Said Haji Degree certificates. However, at the conclusion of this report the institution did not reply.

SUBMISSION OF RELEVANT DOCUMENTS FROM THE NOMINEE

The committee received the following documents from the nominee;

- i. Curriculum Vitae, personal credentials and academic certificates.
- ii. Identity Card
- iii. Compliance Certificate from Kenya Revenue Authority (KRA)
- iv. Clearance Certificate from the Ethics and Anti-Corruption Commission (EACC).
- v. Clearance Certificate from the Higher Education Loans Board (HELB)
- vi. Police Clearance Certificate from the Criminal Investigation Department (CID).
- vii. Clearance Certificate from Credit Reference Bureau (CRB)
- viii. Accreditation from commission of university Education
- ix. Valid clearance from Higher Education Loan Board.

COMMITTEE MEETINGS

The Committee held three of its sitting prior to approval hearing to familiarize themselves with the Public Appointments (County Assembly Approval) Act No 5 of 2017, curriculum vitae of the nominees, consider memoranda received thereof and other preparations relevant to the task at hand. The certificates were verified by the institutions.

CRITERIA FOR VETTING

The committee was guided by Chapter Six and Article 195, 196 (1) and (2) of the Constitution of Kenya, the Urban Areas and Cities Act, No. 13 of 2011, the Urban Areas and Cities (amendment) Act 2019 and Sections 7, 8, 9 10, first and second schedules to the Public appointments (County Assemblies Approval) Act, 2017.

On composition of the Municipality Board, Section 14 of the Urban Areas and Cities (Amendments) Act, of 2019 stipulates that;-

(1) A board of a municipality shall consist of nine members appointed by the county governor with the approval of the county assembly.

(2) The members of the board appointed under subsection (1) shall be constituted as follows—

(a) the county executive member for the time being responsible for cities and urban areas or his representative;

(b) three members who shall be appointed by the county governor, with the approval of the county assembly;

(c) four members who shall be nominated by an association and appointed by the county governor, with the approval of the county assembly;

(d) the chief officer responsible for urban development; and

(e) the municipal manager appointed under section 28 who shall be the secretary of the board and an ex officio member of the board.

(3) The four members of the board of a municipality specified under subsection (2) (c), shall be nominated by —

(a) an umbrella body representing professional associations in the area;

(b) an association representing the private sector in the area;

(c) a cluster representing registered associations of the informal sector in the area; and

(d) a cluster representing registered neighbourhood associations in the area.

(4) The county governor shall, while appointing the members of the board, ensure gender equity, representation of persons with disability, youth and marginalised groups.

(5) The county governor shall while considering the nominated members identified by the organizations specified under subsection (2), require the organizations to produce —

(a) signed minutes as evidence of an accountable process of nomination;

(b) evidence of compliance with statutory obligations; and

(c) vetting form to establish that the nominee has complied with the prescribed criteria for appointment as a member of the board.

(6) A person shall be qualified for appointment as a chairperson of the board if that person—

- (a) holds at least a degree from an institution recognized in Kenya;**
- (b) has a distinguished career in a medium level management position in either the private or public sector;**
- (c) holds at least ten years' post qualification professional experience;**
- (d) satisfies the requirements of Chapter Six of the Constitution;**
- (e) is ordinarily resident or has a permanent dwelling in the municipality; and**
- (f) carries on business in the municipality or has lived in the municipality for at least five years.**

(6) A person shall be qualified for appointment as a member of the board if that person —

- (a) holds at least a diploma from an institution recognized in Kenya;**
- (b) has a distinguished career in a medium level management position in either the private or public sector;**
- (c) holds at least five years' postqualification professional experience; and**
- (d) satisfies the requirements of Chapter Six of the Constitution;**
- (e) is ordinarily resident or has a permanent dwelling in the municipality; and (1) carries on business in the municipality or has lived in the municipality for at least five years.**

Further, Section 8 of the Public Appointments (County Assemblies Approval) Act, 2017 provides that the issues for consideration by the relevant house in relation to any nomination shall be;

- i.** The procedure used to arrive at the nominee
- ii.** By constitutional or statutory requirements relating to the office in question and
- iii.** The suitability of the nominee for appointment proposed having regard to whether the nominee's abilities, experience and qualities meet the needs of the field to which nomination is being made.

CRITERIA FOR ASSESSMENT

The Assessment of the nominees was guided by Section 14 of the Urban Areas and Cities (amendments) Act 2019 and Section 7, 8, 10,12 and the assessment form set out in the second schedule of the Public appointments (County assemblies) Approval Act, 2017.

VETTING OF THE NOMINEES

In conducting the vetting process, Lands, Housing and physical planning Committee examined the nominees against the following criteria, amongst others, as set out in the First Schedule of the Public Appointments (County Assemblies Approval) Act, 2017:

- (i) Academic qualifications
- (ii) Employment record
- (iii) Professional affiliations
- (iv) Potential conflict of interest
- (v) Knowledge of the relevant subject
- (vi) Overall suitability for the position
- (vii) Integrity
- (ix) Expectations and key priorities

APPROVAL HEARING

The nominees appeared before the Committee on Thursday, 10th and Friday 11th September, 2020 and were vetted in accordance with the provisions of the Constitution of Kenya, the Public Appointments (County Assemblies Approval) Act, 2017, Elwak municipal charter 2020, Section 14 of Urban Area and Cities (amendment) Act 2019, Mandera County Assembly Standing order 193(5) and other relevant laws on their suitability for appointment to the position of Elwak Municipality board Members.

(However, in accordance with section 7 (12) to the Public Appointments (County Assemblies Approval) Act, 2017 on 7th September 2020 Mr. Abdullahi Hassan Khala representing umbrella body (Elwak Youth) withdrew from the approval process and was not vetted **(copy annexed)**).

MR. SAID IBRAHIM HASSAN

Mr. Said Ibrahim Hassan appeared before the Committee on Thursday 10th September, 2020 at 8:00am in County Assembly Committee Room 1.

The nominee was informed that despite inviting memoranda from Members of the public on his suitability or otherwise for the Appointment to the public office, none was received.

The nominee was orally engaged by the Committee and responded to questions during vetting as follows-

BACKGROUND INFORMATION

PLACE AND DATE OF BIRTH

- Born in 1980
- Kenyan citizen holder of National ID/No: **22457410**
- A resident of Elwak town, Mandera South Sub-County

ACADEMIC AND PROFESSIONAL QUALIFICATION

- Currently pursuing Master of Science Project management at Jomo Kenyatta University of Agriculture and Technology.
- Holds Degree in Business Management (HR option) from The East African University.
- Has Diploma in Clinical Medicine and Surgery from Kenya Medical Training College, Nairobi.
- Attended Elwak Secondary School.

PROFESSIONAL AFFILIATIONS

- Kenya Clinical Officers Associations(KCOA)

POTENTIAL CONFLICT OF INTEREST

- None

POLITICAL AFFILIATION

- None

INTEGRITY

1. The nominee has submitted tax compliance certificate, Certificate No. KRAGSA1177194120 dated 4th June, 2020.
2. Has provided a filled self-declaration form from EACC.
3. The nominee has provided Police Clearance Certificate no: PCC-67TOKB6 from The Directorate of Criminal Investigations dated 11th September, 2020.
4. The nominee has provided clearance from the Higher Education Loans Board (HELB) and issued with Certificate No. 252271 dated 4th September, 2020.
5. The nominee has provided Clearance from the METROPOL Credit Reference Bureau via MCRB Certificate No. MCRB/C256812 dated 5th June, 2020.

WORK EXPERIENCE

- August 2020 to date- Work with Mercy- USA regional office as head of mission for South Sudan.
- 2018- July 2020-Worked as Regional Technical Health and Nutrition Advisor –Mercy- USA, East Africa Programs
- 2011-2018 Country Program Manager Mercy- USA – Somalia program
- May 2011- September 2011- Emergency Field Coordinator – MSF Egypt Mission.
- March 2009 - March 2011- Field Coordinator- MSF Somalia Mission
- January 2008- December 2008- Medical Focal Point- MSF Somalia Mission, Galgaduud project.
- March 2007- December 2008- Medical Focal Point- MSF Somalia Mission
- May 2006- February 2007-Supervisor PHC Elwak project- MSF Kenya Mission
- November 2005-April 2006- Supervisor/ Clinical officer- Action against Hunger, Mandera, Kenya Mission

OTHER COURSE ATTENDED

- June 2018, SPHERE of Humanitarian Charter and the Minimum Standards.
- March 2017, Project Management and Proposal Development.
- May 2018, Country Director's Security Management Course.
- February 2012, Economy Recovery system.

- July 2012, TOT for integrated Community Case Management (ICCM).

When asked about the Key development priorities that he will address in Elwak Municipality?

He stated as follows

- Physical planning of Elwak town
- Construction of proper drainage system in Elwak to address persistence floods.
- Solid waste management.
- Community sensitization on cleanliness and other hygiene programs.
- Establishment of Market place especially for camel market in Elwak town as well as other market
- Beautification of town like tree planting and street light
- Construction of Roads.

When asked number and name of wards within in Elwak Municipality?

He responded

- 2 wards
- Elwak South
- Elwak North

When asked about the roles of Municipality board members?

He stated as follows

- Board members have executive authority of Municipality.
- Oversees affairs of Municipality coming up with integrated development plan, budgeting for Municipality.
- To adopt, regulate policies and bylaws for municipality and to come up with the recommendations in regard to bylaws if changes arise.
- Provision of services such as water, sanitation and management of solid waste.
- Implementation of integrated development plan, review of the budget and expenditure.
- Continuous monitoring of integrated development plan and the annual budget
- Act as a link between a community and other stakeholders.

When he will address poor drainage system in Elwak Town?

He responded

- i. Short term measure is opening up of the drainage system since we expect the short rains from now.
- ii. Long term remedy is to fast-track on physical planning of town and proper drainage design.
- iii. Appeal for donor assistance to fund drainage system.

When asked the key documents he requires to come up with by-laws for Municipality?

He mentioned

- i. Constitution of Kenya 2010.
- ii. County Government Act 2012
- iii. PFM Act
- iv. Urban Areas and Cities Act 2011

When asked about Roles of Municipality on Public transport and management of market,

He responded

- i. Make by-laws on rate and other fees
- ii. Revenue collections
- iii. Maintenance of cleanliness
- iv. Traffic regulation and rules
- v. Construction of parking areas and passage

When asked the criteria of town to be eligible for conferment of Municipal status?

He stated

- i. Availability of space for expansion.
- ii. Population of 50,000 and above as provided in Urban Areas and Cities Act.

Circumstance under which the board of Municipality member may be removed from office?

He stated

- i. Resigns in writing
- ii. Becomes Bankruptcy
- iii. Petition by the people
- iv. Death
- v. Jailed for criminal offences for a term of six months or more.

When asked what motivate him to join the board?

He responded

- i. Transformation of Elwak town to Municipality
- ii. He is businessman and understands opportunities exist in Elwak town.
- iii. He is interested leadership skills such as decision making.

When asked how he will protect the right of PWDs, marginalized group and minorities?

He responded

- i. Involve them in decision making such as public participation
- ii. Advocate for equity and equality in Elwak Municipality
- iii. Representation of special group and marginalized community in every activities of Municipality.

When asked how will address Conflict of interest

He responded that

- i. Will be guided by the law
- ii. Create forum for stakeholders and deal with issues.

COMMITTEE OBSERVATIONS

- i. He is a Kenya citizen.
- ii. The nominee hails from Elwak and owns business.
- iii. The nominee has bachelor degree in Business Management (HR option) from The East African University
- iv. The nominee is a governor's appointee as per section 14 (2) (b) of the Urban Areas and Cities (Amendment) Act 2019.
- v. The nominee has more than ten years' experience in Humanitarian field both locally and internationally.
- vi. The nominee provided the requirement of charter six of Kenya Constitution.
- vii. The nominee has neither been charged in a court of law nor mentioned in any investigatory report of parliament or any commission of inquiry in the last three (3) years. He has also never been dismissed or otherwise removed from office for contravention of the provisions of Article 75 of the constitution.
- viii. The nominee was confident and had good communication skills.
- ix. The nominee has good decision making/ problem solving skills.
- x. The nominee had met the requirement of section 14 (6) of the Urban Areas and Cities (Amendment) Act 2019.
- xi. The Nominee's Diploma certificate and degree were certified as genuine.

(2) MRS. AMINA MAALIM IBRAHIM

Mrs. Amina Maalim Ibrahim appeared before the Committee on Thursday, 10th, September, 2020 at 9:20am in County Assembly Committee room 1.

The nominee was informed that despite inviting memoranda from Members of the public on his suitability or otherwise for the Appointment to the public office, none was received.

The nominee was orally engaged by the Committee and responded to questions during vetting as follows-

BACKGROUND INFORMATION

PLACE AND DATE OF BIRTH

- Born in 1961
- Kenyan citizen holder of National ID/No: **0207021**
- Hails from Elwak town, Mandera South Sub-County

ACADEMIC AND PROFESSIONAL QUALIFICATION

- She holds Diploma in Education Management system from Kenya Education Management Institute(KEMI) (2016)
- She holds Diploma in Education from Kampala University (2009-2011)
- Completed Egoji Teachers Training College (1986-1988) as Primary Teacher
- She attended N.E.P Secondary school (1981-1984)
- Elwak D.E.B Primary school (1974-1980)

WORK EXPERIENCE

- 2011 to date: Al-Rowdha Integrated Primary School as deputy head teacher
- 1989: Worked as a Teacher at Elwak Girls Primary School
- 1998: Worked as a Teacher at Elwak D.E.P Primary School

OTHER EXPERIENCE AND WORKSHOPS ATTENDED

- 2013 Worked as Presiding officer for IEBC
- 2009 Deputy Presiding officer for KNBS Census
- 2007: Primary school Action for Better Health at Machakos.
- 2003: Training on Improved Education Quality and Management

- 2002: School based Teacher Development Course in Principles of good Primary Practice.
- 2002 Worked as Deputy Presiding officer for IEBC
- 1999 Worked as Enumerator for KNBS Census at Elwak South
- 1989 She also worked as an Enumerator for KNBS Census at Kutulo

PROFESSIONAL AFFILIATIONS

- None

POTENTIAL CONFLICT OF INTEREST

- None

POLITICAL AFFILIATION

- None

INTEGRITY

1. The nominee has submitted tax compliance certificate, Certificate No. KRAGSA2366802018
2. She has provided a filled self-declaration questionnaire from EACC.
3. The nominee has neither been charged in a court of law nor mentioned in any investigatory report of parliament or any commission of inquiry in the last three (3) years. She has also never been dismissed or otherwise removed from office for contravention of the provisions of Article 75 of the constitution.
4. The nominee submitted acknowledgement receipt from The Directorate of Criminal Investigations dated 2nd September, 2020.
5. The nominee provided clearance Certificate from Higher Education Loans Board (HELB) and was issued with Certificate of Clearance No. 251127 dated 31st August 2020.
6. The nominee provided clearance Certificate from METROPOL Credit Reference Bureau via MCRB Certificate No. MCRB/C500577 dated 30th August, 2020.

When asked about the challenges faced by the people of Elwak?

She highlighted

- i. Poor drainage system
- ii. Security

- iii. Poor infrastructure

When asked about the two elected members of County Assembly and their wards in Elwak Municipality?

She responded

- i. Hon. Adan Maalim Mohamed- Elwak North ward.
- ii. Hon. Abdinur Diisow Teno- Elwak South ward.

When asked what she did for the people of Elwak as a Teacher?

She responded

- i. Formed the group to assist the needy and orphans in the Community
- ii. Went round all the schools and mentored several ladies.

When asked about the changes she will bring to Elwak town if approved

She responded

- i. Proper drainage system
- ii. Street light
- iii. Construction of bus park
- iv. Construction of roads

When asked how long she lived in Elwak and whether she owns business in Elwak town.

She stated as follows

- i. She was Born and brought up in Elwak town
- ii. She is a long serving teacher in Elwak town
- iii. She owns business in the area.

COMMITTEE OBSERVATIONS

- i. She is a Kenya citizen.
- ii. The nominee hails from Elwak and own business.
- iii. The nominee has diploma in Education Management system from Kenya Education Management Institute (KEMI)
- iv. The nominee has more than ten year experience in the position nominated for working as a teacher at Elwak Girls primary school.
- v. The nominee was appointed by Umbrella body representing professional association in the area (Kenya National Union of Teachers) as per section 14 (3) (c) of the Urban Areas and Cities (Amendment) Act 2019.
- vi. The nominee provided the requirement of charter six of Kenya Constitution.
- vii. The nominee has neither been charged in a court of law nor mentioned in any investigatory report of parliament or any commission of inquiry in the last three (3) years. He has also never been dismissed or otherwise removed from office for contravention of the provisions of Article 75 of the constitution.
- viii. The nominee was confident and had good communication skills.
- ix. The nominee had good decision making/ problem solving skills.
- x. The nominee had met the requirement of section 14 (6) of the Urban Areas and Cities (Amendment) Act 2019.
- xi. The Nominee's Diploma certificate was certified as genuine

(3) Mr. ISMAIL HASSAN ISSACK

Mr. Ismail Hassan Issack appeared before the Committee on Thursday, 10th, September, 2020 at 2:30pm in County Assembly Committee room 1.

The nominee was informed that despite inviting memoranda from Members of the public on his suitability or otherwise for the Appointment to the public office, none was received.

The nominee was orally engaged by the Committee and responded to questions during vetting as follows-

BACKGROUND INFORMATION

PLACE AND DATE OF BIRTH

- Born in 1974
- Kenyan citizen holder of National ID/No: **11550995**
- Hails from Elwak town, Mandera South Sub-County.

ACADEMIC AND PROFESSIONAL QUALIFICATION

- He holds Degree in Business Management (sales and marketing option) The East African University (2014-2017)
- Has Diploma in Human Resource Management from Kenya School of professional Studies. (2004-2005)
- Has pl teachers Certificate from Kericho Teachers College (1993-1995)
- Attended Sheikh Ali High School (1989-1992)
- Wargadud primary School (1981-1988)

WORK EXPERIENCE

- 2014 to date- Worked as Senior Customer relation and marketing officer in Kenya Power Mandera office.
- 2004- 2014- worked with Kenya Power as driver
- 2016-2020- power Regional Committee Member for HIV/AIDS drugs and substance abuse
- 1997-2003- Senior Teacher at Alweis Primary School.

WORKSHOPS ATTENDED

- 2019: Customer service Excellence training at East Africa Customer Centre.
- 2017: NACADA for drug free Nation workplace based prevention intervention held at Nakuru County.
- 2013: Industrial relations and Conflict Resolution management.
- 2010: SBO Training in unlocking your personal potential
- 2010: fire prevention and protection at MICAS LIMITED division for safety, health and environment.
- 2010: Intermediate defensive driving Course at Automobile Association of Kenya.
- 2009: Basic mechanical skills for driver's course conducted at Kenya power.

PROFESSIONAL AFFILIATIONS

- Marketing Society of Kenya (MSK)

POTENTIAL CONFLICT OF INTEREST

- None

POLITICAL AFFILIATION

- None

INTEGRITY

1. The nominee has submitted tax compliance certificate, Certificate No. KRAwon1175061720.
2. Has provided a filled self-declaration questionnaire form from EACC dated 10th, June 2020.
3. The nominee provided police clearance Certificate from the Directorate of Criminal Investigations, Certificate Ref No: PCC-W8TAD5L dated 26 March 2020.
4. The nominee provided clearance Certificate from Higher Education Loans Board (HELB) and was issued with Certificate of Clearance No. HLB-ZZFB322 dated 10th June 2020.
5. The nominee provided clearance Certificate from METROPOL Credit Reference Bureau via MCRB Certificate No. MCRB/C2940.

When asked about the number and names of wards in Mandera South Sub County?

He responded

- i. Elwak south
- ii. Elwak North
- iii. Wargadud
- iv. Shimbir fatuma

When asked about the Source of Funding for Municipality?

He responded

- i. Allocation from County Government
- ii. Donors fund
- iii. Through Revenue generated by the municipality

When asked about some of his strengths that will be of help to the Municipality?

He Responded

- i. He beliefs in result and is team oriented.
- ii. His experience in Kenya power will help Municipality address its challenges.

When asked the key priority areas needed to be addressed in Elwak Municipality?

He Responded

- i. Poor drainage system
- ii. Physical planning
- iii. Poor Roads
- iv. Beautification of the Elwak Municipality.

When asked how he will solicit funds for Municipality from donor organization?

He responded.

- i. Prioritize the need of the people
- ii. Writing proposal
- iii. Estimating the budget
- iv. Scrutinize the budget

- v. Forward it while accompanied by minutes to donors.

Circumstances under which a member of the board may be removed from the office?

He highlighted

- i. When a person is declared Bankrupt
- ii. When a person is incapacitated and unable to perform his/her duties
- iii. When a person dies
- iv. When he/she engages in gross misconduct.

When asked about 5 devolved functions as per the fourth schedule of the Constitution of Kenya.

He mentioned:

- i. Health sector
- ii. Early childhood development education
- iii. Agriculture
- iv. Livestock sector.
- v. Roads

When asked about his place of residence and business he owns in Elwak Municipality?

He responded.

- i. Was born and brought up in Elwak
- ii. Has family business in Elwak town.

When asked about how Municipality functions?

He responded:

- i. Board of Municipality generally does oversight and policy formulation.
- ii. Municipality management which is responsible for Municipal activities like Revenue collection planting trees and beautification of town.

When asked the procedures for making policies and by-laws for the Municipality?

He responded:

- i. Every bylaw is guided by the existing legislation like, the Constitution of Kenya, County Government Act, Urban Areas and Cities Act.

- ii. The proper procedure is by drafting it, Subject to public participation if agreed upon draft a final copy, forward to Governor who will forward to county assembly for adoption. Later the document was submitted back for enactment within 30 days.

COMMITTEE OBSERVATIONS

- i. He is a Kenya citizen.
- ii. The nominee hails from Elwak and own family business.
- iii. The nominee has bachelor degree in Business Management (sales and marketing option) The East African University.
- iv. The nominee is a governor's appointee as per section 14 (2) (b) of the Urban Areas and Cities (Amendment) Act 2019.
- v. The nominee has more than ten years' experience in related fields.
- vi. The nominee provided the requirement of charter six of Kenya Constitution.
- vii. The nominee has neither been charged in a court of law nor mentioned in any investigatory report of parliament or any commission of inquiry in the last three (3) years. He has also never been dismissed or otherwise removed from office for contravention of the provisions of Article 75 of the constitution.
- viii. The nominee was confident and had good communication skills.
- ix. The nominee had good decision making/ problem solving skills.
- x. The nominee had met the requirement of section 14 (6) of the Urban Areas and Cities (Amendment) Act 2019.

(4) Mr. SHUKRI MOHAMED HUSSEIN

Mr. Shukri Mohamed Hussein appeared before the Committee on Friday, 11th, September, 2020 at 8:00am in County Assembly Committee room 1.

The nominee was informed that despite inviting memoranda from Members of the public on his suitability or otherwise for the Appointment to the public office, none was received.

The nominee was orally engaged by the Committee and responded to questions during vetting as follows-

BACKGROUND INFORMATION

PLACE AND DATE OF BIRTH

- Born in 1993
- Kenyan citizen holder of National ID/No:**29856184**
- Hails from Banisa and Mandera South Sub-Counties.

ACADEMIC AND PROFESSIONAL QUALIFICATION

- He holds Diploma in Community Health Nursing from Kenya Medical Training College (Nairobi Campus) 2013-2017.
- He Attended Mandera Secondary School (2008-2011)
- Banisa primary School (2001-2007)

WORK EXPERIENCE

- 2019 to date- He worked as Nurse at Mandera County Referral Hospital.
- 2018 He Worked as Nurse at zonol Annex Nursing Home, Mandera.
- Oct to November 2017 He worked as Nurse at Nyali Health Centre, Mombasa.
- June to July 2017 He worked as a Nurse at City Point Clinic, Eastleigh.
- December 2016 to January 2017 Attended Attachment for psychiatric experience at Mathare teaching and Referral Hospital.
- November 2016 Attended attachment for county experience at Carissa Referral Hospital.
- July to October 2016 Attended Ward management, orthopedic ward and theatre experience at Kenyatta National Hospital.
- (April to June 2016) Attended Rural Health Management at Tawa Sub County Hospital, Makueni County.

- 2014 He was attached to Kenya National Hospital in various departments for practice placement.

WORKSHOPS ATTENDED

- 2015: Attended Training on Malaria case management and new updates on Malaria.
- 2014: Attended Training on offering First aid.

PROFESSIONAL AFFILIATIONS

- Kenya National Union of Nurses

POTENTIAL CONFLICT OF INTEREST

- None

POLITICAL AFFILIATION

- None

INTEGRITY

1. The nominee has submitted tax compliance certificate, Certificate No. KRAWJR1192832720
2. He has provided a filled self-declaration questionnaire form from EACC dated 4th September, 2020.
3. The nominee has neither been charged in a court of law nor mentioned in any investigatory report of parliament or any commission of inquiry in the last three (3) years. He has also never been dismissed or otherwise removed from office for contravention of the provisions of Article 75 of the constitution.
4. The nominee has provided acknowledgement receipt of police clearance Certificate from the Directorate of Criminal Investigations dated 3rd September, 2020.
5. The nominee provided clearance Certificate from Higher Education Loans Board (HELB) and was issued with Certificate of Clearance No. 252350 dated 4th September, 2020.
6. The nominee has provided clearance Certificate from METROPOL Credit Reference Bureau via MCRB Certificate No. MCRB/C462477.

When asked about the members who sit in the Board of Municipality

He responded:

- i. 9 Members sit in the board of Municipality
- ii. 3 are nominated by the Governor
- iii. 4 representing umbrella bodies.
- iv. County Executive Committee members for Lands and Chief Officer responsible for urban development

When asked about the powers of the Board.

He responded:

- i. The board guides and directs the Municipality Management.
- ii. Makes policy and by-laws for the Municipality
- iii. Exercise powers conferred by the Urban Areas and Cities Act and the Charter.

When asked about the challenges faced by Elwak residents?

He responded that:

- i. Saline water is one of the challenges which is been addressed by County Government.
- ii. Garbage disposal and solid waste managements.
- iii. Poor drainage system.

When asked about the relationship between Citizen Fora and the Board of Municipality. The Nominee responded that:

- i. All recommendations from citizen fora of Municipality shall be forwarded to the board of Municipality for resolution.

When asked to clarify whether he is a resident and own business in Elwak?

He responded that:

- i. His family live in Qarsa damu and paternal mother died in Elwak so he has been visiting Elwak and is a resident.
- ii. They have family business in Elwak town which he frequently visits.

When asked about the minimum requirement of 5 years' experience to the position as per the charter;

He responded that:

- i. Worked with private sector in Mombasa and Nairobi before employed by Mandera County Government in 2017.
- ii. He worked as internship at Mathare, Machakos and Garisa hospitals.

How he will manage to work in MCRH as a nurse and attend the sitting of the board in Elwak? He responded that:

- i. At MCRH they normally work half day and night shifts where they have ten days off duty in a month and according to Municipality Charters the Board at most sits 3 times a month, therefore it will not inconvenience his job.

When asked what motivates him to join the Board which is part-time job?

He responded:

- I. To serve the community by addressing their challenges and gain leadership skills such as decision making.

When asked about Covid-19 and how he assisted the County to mitigate the disease?

He responded that:

- i. COVID-19 is Coronavirus disease originated from Wuhan in China around November 2019.
- ii. Since March 2020 he is attached to isolation center in Mandera County Referral Hospital where he assisted the County to manage both symptomatic and asymptomatic patients.

COMMITTEE OBSERVATIONS

- i. He is a Kenya citizen.
- ii. The nominee hails from both Banisa and Mandera South Sub Counties and owns business.
- iii. The nominee has diploma in Community Health Nursing.
- iv. The nominee has 3 years of experience for post qualification.
- v. The nominee is an appointed by Umbrella body representing professional association in the area (Kenya National Union of Nurses) as per section 14 (3) (a) of the Urban Areas and Cities (Amendment) Act 2019.
- vi. The nominee provided the requirement of charter six of Kenya Constitution.
- vii. The nominee has neither been charged in a court of law nor mentioned in any investigatory report of parliament or any commission of inquiry in the last three (3) years. He has also never been dismissed or otherwise removed from office for contravention of the provisions of Article 75 of the constitution.
- viii. The nominee was confident and had good communication skills.
- ix. The nominee had good decision making/ problem solving skills.
- x. The nominee has met the requirement of section 14 (6) of the Urban Areas and Cities (Amendment) Act 2019.
- xi. The Nominee's Diploma certificate was certified as genuine by Kenya Medical Training College (KMTTC).

(5) Mr. HASSAN SHEIKH ALIO

Mr. Hassan Sheikh Alio appeared before the Committee on Friday, 11th September, 2020 at 9:30am in County Assembly Committee room 1.

The nominee was informed that despite inviting memoranda from Members of the public on his suitability or otherwise for the Appointment to the public office, none was received.

The nominee was orally engaged by the Committee and responded to questions during vetting as follows-

BACKGROUND INFORMATION

PLACE AND DATE OF BIRTH

- Born in 1986
- Kenyan citizen holder of National ID/No:**25852907**
- Hails from Elwak town, Mandera Sub-County

ACADEMIC AND PROFESSIONAL QUALIFICATION

- He has Degree in Early Childhood Development from Mount Kenya University- 2015-2018
- He has Diploma in Early Childhood Development and Development-2010-2012
- Primary Teacher's Certificate from St. Marks Training Teachers College- 2006-2008 as Primary Teacher.
- Attended Elwak Secondary School -2002-2005)
- Attended Elwak D.E.B Primary School 1994-2001

WORK EXPERIENCE

- 2017 to date- currently worked as Primary Head teacher.
- 2017- Worked as presiding officer in General election.
- 2010-2015- Worked as a School teacher
- 2008- Worked as Arts and languages teacher at Al-fatah integrated Academy in Elwak.
- 2006-2008- Attended Teaching practice at Mukangu Primary School in Embu
- 2007- Worked as polling clerk for General election at Mandera East Constituency.

- Worked as Enumerator officer for water and sanitation survey, Care Kenya Elwak office.

WORKSHOPS ATTENDED

- August 2008: Attended ICT Computer operation course at St. Marks Teachers training college.
- August 2008: Awarded Certificate of Merit for overall class Councilor at St, Marks Teachers Training College.
- March 2008: Trained as Community based First Aid officer by Kenya Red Cross at St. Marks Teachers Training College.
- March 2008: Trained in Guiding and counseling at St. Marks Teachers Training College.

PROFESSIONAL AFFILIATIONS

- None

POTENTIAL CONFLICT OF INTEREST

- None

POLITICAL AFFILIATION

- None

INTEGRITY

1. The nominee has submitted tax compliance certificate, Certificate No. KRAMRU1176337620
2. He has provided a filled self-declaration questionnaire form from EACC dated 28th May 2020.
3. The nominee has neither been charged in a court of law nor mentioned in any investigatory report of parliament or any commission of inquiry in the last three (3) years. He has also never been dismissed or otherwise removed from office for contravention of the provisions of Article 75 of the constitution.
4. The nominee has provided acknowledgement receipt of police clearance Certificate from The Director of Criminal Investigations dated 2nd September, 2020.
5. The nominee provided clearance Certificate from Higher Education Loans Board (HELB) and was issued with Certificate No.228923 dated 30th May 2020.

6. The nominee has provided clearance Certificate from METROPOL Credit Reference Bureau via MCRB Certificate No. MCRB/C313833 dated 29th May 2020.

When asked about the functions of Elwak Municipality?

He responded:

- i. Physical planning of the Municipality
- ii. Sanitation and water
- iii. Construction of markets
- iv. Street light

When asked about the roles of Municipality Board members?

He responded:

- i. Overseeing the running of municipality.
- ii. Allocations of resources/budgeting, planning and also general management.

When asked how he will protect the right of PWDs, marginalized group and minority communities?

He responded:

- i. Equal right of participation and opinion in all communities in the area.
- ii. Advocate for their right in municipality including employment and all opportunity in the area.
- iii. Representation in all activities undertaken by the Municipality

When asked functions of Elwak Municipality?

He responded:

- i. Construction of proper drainage system in Elwak due to water lodge.
- ii. Management of solid waste and sanitation programs.
- iii. Construction of Roads.
- iv. Street light for security purpose.
- v. Develop the market place.

When asked to explain how he will contain any potential conflict of interest?

He responded

- i. Follows the law on what it says about conflict of interest.
- ii. Avoid the area where the interest may arise.
- iii. Mediation by other stakeholders.

COMMITTEE OBSERVATIONS.

- i. He is a Kenya citizen.
- ii. The nominee hails from Elwak and owns business.
- iii. The nominee has degree in Early Childhood Development from Mount Kenya University
- iv. The nominee is a governor's appointee as per section 14 (2) (b) of the Urban Areas and Cities (Amendment) Act 2019.
- v. The nominee has over ten years of experience in the related fields.
- vi. The nominee has neither been charged in a court of law nor mentioned in any investigatory report of parliament or any commission of inquiry in the last three (3) years. He has also never been dismissed or otherwise removed from office for contravention of the provisions of Article 75 of the constitution.
- vii. The nominee was confident and had good communication skills.
- viii. The nominee had good decision making/ problem solving skills.
- ix. The nominee has met the requirement of section 14 (6) of the Urban Areas and Cities (Amendment) Act 2019.
- x. The Nominee's Degree certificate was certified as genuine

(6) Mrs. KHADIJA ISSAK IBRAHIM

Mrs. Khadija Issak Ibrahim appeared before the Committee on Friday, 11th September, 2020 at 11:30am. The nominee was informed that despite inviting memoranda from Members of the public on his suitability or otherwise for the Appointment to the public office, none was received.

The nominee was orally engaged by the Committee and responded to questions during vetting as follows-

BACKGROUND INFORMATION

PLACE AND DATE OF BIRTH

- Born in 1968
- Kenyan citizen holder of National ID/No:**8760012**
- Hails from Elwak town, Mandera South Sub-County

ACADEMIC AND PROFESSIONAL QUALIFICATION

- She holds Diploma in Education Management graduated in December 2017.
- She holds Diploma in Early Childhood Development Education Mandera DICECE 2011-2012
- She Attended Moi Girls Secondary School 1986-1989
- She attended Elwak DEB primary school 1978-1985.

WORK EXPERIENCE

- 1993 to date- She worked as a teacher at Elwak girls primary School.
- 2017- Worked as presiding officer in General election.
- 2013- Worked as presiding officer in General election.

PROFESSIONAL AFFILIATIONS

- None

POTENTIAL CONFLICT OF INTEREST

- None

POLITICAL AFFILIATION

- None

INTEGRITY

1. The nominee has submitted tax compliance certificate, Certificate No. KRA
2. He has provided a filled self-declaration questionnaire form from EACC dated 7th September, 2020.
3. The nominee has neither been charged in a court of law nor mentioned in any investigatory report of parliament or any commission of inquiry in the last three (3) years. He has also never been dismissed or otherwise removed from office for contravention of the provisions of Article 75 of the constitution.
4. The nominee has submitted acknowledgement receipt of police clearance Certificate from The Directorate of Criminal Investigations dated 1st January, 2020.
5. The nominee has provided clearance Certificate from Higher Education Loans Board (HELB) and was issued with Certificate of Clearance No. 215431 dated 1st January, 2020.
6. The nominee has provided clearance Certificate from METROPOL Credit Reference Bureau via MCRB Certificate No. MCRB/C772818.

When asked Source of Funding for Elwak Municipality?

She responded:

- i. Allocation from County Government
- ii. Donors fund
- iii. Through Revenue generated by the municipality.

When asked the reasons for removal of Municipality board members

She responded:

- i. Missing 3 consecutive meeting without permission
- ii. Gross misconduct
- iii. Bankruptcy
- iv. Death

When asked what strength that motivated her to join the board

She highlighted:

- i. She has enough experience as a long serving teacher to handle issues of Elwak Municipality.
- ii. A resident and understand the challenges of Elwak town.

When asked the key priorities area she will address in Elwak Municipality?

She responded

- i. Water lodging
- ii. Poor drainage system
- iii. Garbage disposal
- iv. Construction of roads
- v. Street light.

When asked about wards covered in Elwak Municipality?

She responded

- i. 2 wards
- ii. Elwak North and Elwak South

When asked how she will protect the right of PWD and Women in Elwak Municipality?

She responded

- i. Bring them on board
- ii. Advocate for their right
- iii. Involve them in decision making.

COMMITTEE'S OBSERVATIONS.

- i. She is a Kenya citizen.
- ii. The nominee hails from Elwak and own business.
- iii. The nominee has diploma in Early Childhood Development Education from Mandera Dicece
- iv. The nominee has more than ten years of experience in the related field.
- v. The nominee is an appointed by Umbrella body representing private sector in the area (Maendeleo ya Wanawake) as per section 14 (3) (b) of the Urban Areas and Cities (Amendment) Act 2019.
- vi. The nominee has neither been charged in a court of law nor mentioned in any investigatory report of parliament or any commission of inquiry in the last three (3) years. He has also never been dismissed or otherwise removed from office for contravention of the provisions of Article 75 of the constitution.
- vii. The nominee was confident and has good communication skills.
- viii. The nominee had good decision making/ problem solving skills.
- ix. The nominee has met the requirement of section 14 (6) of the Urban Areas and Cities (Amendment) Act 2019.
- x. The Nominee's Diploma certificate was certified as genuine.

COMMITTEE'S GENERAL OBSERVATIONS

- i. That the nominees provide with the requirement of charter six of Kenya Constitution.
- ii. That the appointing authority did not consider the Constitutional and statutory requirements of Persons with Disabilities in nominating the Board members as per the provision of articles 54(2) of the Constitution of Kenya and Section 9(4) Elwak Municipal Charter 2020.
- iii. That the nominee for Elwak Youth representatives withdrew from the appointment process as a board member and was not vetted by Committee
- iv. The nominees have neither been charged in a court of law nor mentioned in any investigatory report of parliament or any commission of inquiry in the last three (3) years. He has also never been dismissed or otherwise removed from office for contravention of the provisions of Article 75 of the constitution.
- v. The appointing authority met the requirement of section 14 (3) (5) and (6) of the Urban Areas and Cities (Amendment) Act 2019 in appointing the nominees.
- vi. The nominees met the requirement of section 14 (6) of the Urban Areas and Cities (Amendment) Act 2019.

COMMITTEE'S RECOMMENDATION

Having conducted the vetting process, at the conclusion of the approving hearing, the Committee made the following recommendation:

THAT; having considered the suitability, capacity and integrity of the nominees and pursuant to Section 9 (2) of the Public Appointments (County Assemblies Approval) Act No. 5 of 2017, the Lands Housing and Physical Planning Committee recommends that the County Assembly approves the nomination of the following as Elwak Municipality Board Members;

- 1. Mr. Said Ibrahim Hassan**
- 2. Mrs. Amina Maalim Ibrahim**
- 3. Mr. Ismail Hassan Issack**
- 4. Mr. Shukri Mohamed Hussein**
- 5. Mr. Hassan Sheikh Alio**
- 6. Mrs. Khadija Issak Ibrahim**