

20 KEY ISSUES IDENTIFIED BY THE COUNTY ASSEMBLY OF NYERI TO BE ADDRESSED BY THE EXECUTIVE

1. Failure to implement programmes identified and approved in the County budgets, e.g the 16 kilometres roads programme per Ward for the financial years 2013/2014, 2014/2015 and 2015/2016 and the reconciliation of the projects so far undertaken.
2. Non remittance or delayed remittance of statutory deductions for all County officerse.g NHIF, NSSF, voluntary pension contributions, political parties remittances etc.
3. Lack of follow up by the County Executive on the Economic Stimulus Programmes (ESPs) e.g Karatina Open Air Market, Chaka Market, Mweiga Market, Kiawara Market, Kamakwa Market, Kiandu Market, Naromoru Market, Gakawa Slaughter House, Nyeri Open Air Market etc.
4. Neglect of the education sector i.e village polytechnics, vocational training centres and ECDE Centres depicted by failure to equip the institutions and employ relevant staff as recommended by the Assembly.
5. The County Executive has been administering funds/programmes without regulations and appropriate legal framework. e.g.program for the elderly known as the BIMA- Afya Nyeri NHIF Programme, Widows Endowment Fund, Disaster programme, distribution of seeds etc.
6. Lack of openness and accountability from the County Executive.
7. Lack of proper and adequate public participation.
8. Operationalization of the Alcoholic Drinks Control and Management Act, Emergency Fund Act, Tax Waivers Administration Act and the Revenue Administration Act without approved regulations.
9. Undertaking the collection of revenue without a receiver of revenue in place contrary to section 157 of the Public Finance Management Act.
10. Perennial acting Chief Officers (accounting officers)- Failure to nominate chief officers contrary to section 45 of the County Governments Act.
11. Failure to supply the Assembly with adequate reports on financial matters contrary to Section 165(4) and Section 166 of the Public Finance Management Act.
12. Spending money outside the budgetary framework contrary to Regulation 53 of the PFM regulations.

13. Unauthorized expenditures.
14. Lack of prudence in spending of public resources contrary to Article 201(d) of the Constitution.
15. Persistent failure to comply with the budget cycle.
16. Lack of a proper monitoring and evaluation units in the County.
17. Non- adherence to departmental procurement plans.
18. Lack of an internal audit unit.
19. Persistent failure to comply with the resolutions of the Assembly.
20. Failure to reply adequately to concerns raised by the Assembly and provide necessary documents.

RESOLUTIONS

Based on the Above the Assembly resolved to form an Ad hoc committee, the **terms of reference** of the Committee will be as follows:-

1. To comprehensively investigate, inquire into and examine the current pending bills of the County Government of Nyeri amounting to Kenya Shillings 635,517,962/= as disclosed in the revised Annual Development Plan for the financial year 2015/2016 and other undisclosed pending bills and commitments.
2. To undertake the physical verification of the projects giving rise to the pending bills in (1) above and ascertain whether the projects were within the budget framework approved by the Assembly and verify the status of the said projects.
3. To ascertain whether the County Government of Nyeri utilized all the grants received in accordance with the provisions of the Public Finance Management Act.
4. To determine whether procurement procedures were followed in the awarding of contracts and other legal engagements by the County Government.
5. To make reports and recommendations to the Assembly specifying appropriate action to be taken by the Assembly.

P/S The committee will report to the Assembly within 14 days of its formation.