



Salaries & Remuneration  
Commission

Rewarding productivity

Ref. No: **SRC/TS/CGOVT/3/61 VOL. V (25)**

**30<sup>th</sup> July, 2019**

All Clerks of County Assemblies  
All Speakers of County Assemblies

**MOTION ON HOUSE ALLOWANCE FOR MEMBERS OF COUNTY ASSEMBLIES**

The Salaries and Remuneration Commission (SRC) is established under Article 230(1) of the Constitution of Kenya 2010 with the mandate to set and regularly review the remuneration and benefits of State Officers and to advise the national and county governments on the remuneration and benefits of all other Public Officers as set out in Article 230(4) of the Constitution.

The attention of SRC has been drawn to communication from the County Assemblies Forum vide letter Ref. No. CAF/GC/005/19-20 dated 29<sup>th</sup> July, 2019 to all County Assemblies advising the Assemblies to facilitate tabling of a motion on 30<sup>th</sup> July, 2019 on payment of house allowance to Members of County Assemblies (MCAs) and to have the motion moved on 31<sup>st</sup> July 2019. Further, SRC has noted that some County Assemblies have scheduled the said Motion in their Order Papers. SRC reiterates the contents of its letter **Ref. No: SRC/TS/CGOVT/3/61 VOL V (23) (copy attached)** dated 28<sup>th</sup> June, 2019 advising the County Assemblies that the setting and review of House Allowance is the exclusive mandate of SRC as provided in Article 230(4) of the Constitution. As you are aware, SRC set and communicated the remuneration and benefits structure for State Officers serving in the County Governments:

The purpose of this letter is to advise County Assemblies to desist from discussing, passing any motion on House Allowance and setting the amount for MCAs as doing so would be tantamount to usurping the constitutional role of SRC. Kindly note that payment of any benefits, including house allowance outside the SRC structure is illegal and the monies paid shall be recovered.

The Commission looks forward to your cooperation on this matter.

  
Mrs. Anne K. Gitau, MBS  
COMMISSION SECRETARY/CEO

**Copy to:** All County Executive Committee Members, Finance  
Chairperson, County Assembly Forum  
Office of the Controller of Budget

REPUBLIC OF KENYA



## COUNTY ASSEMBLIES FORUM (CAF)

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Email:communication@countyassembliesforum.org www.countyassembliesforum.org

CAF/GC/005/19-20

29<sup>th</sup> July, 2019.

To: The Speakers of the 47 County Assemblies,

Dear *Honorable Speakers*,

**RE: MOTION ON THE PAYMENT OF HOUSE ALLOWANCE TO MEMBERS OF COUNTY ASSEMBLIES.**

Reference is made to the Resolution of the CAF Governing Council on the above-captioned subject during its meeting held on 19<sup>th</sup> July, 2019 in Nairobi.

The County Assemblies Forum (CAF) advises that the Motion on the House Allowances for Members of County Assemblies (MCAs) be processed promptly and uniformly in all County Assemblies as follows:

All Speakers of the 47 County Assemblies shall approve the Motion in the morning hours on **Tuesday, 30<sup>th</sup> July 2019.**

The House Business Committees across the Country shall sit and allocate time on priority for tabling of the Motion during the afternoon session and in particular at **2:47 pm on Tuesday, 30<sup>th</sup> July, 2019** and give notice of the same. The Leaders of Majority party or their designate are requested to act.

The Leaders of Majority Party shall move the Motion on **Wednesday, 31<sup>st</sup> July, 2019** at **9:47 am.**

We appreciate your continued support and cooperation.

Thank you.

Yours faithfully,

Hon. Kipkūri Chepkwony,  
**Secretary General Elect.**

cc: Ndegwa Wahome, MBS, **Chairperson elect.**

All Leaders of Majority Party in the 47 County Assemblies

All Members of the CAF Governing Council

All Clerks of the 47 County Assemblies.

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Commission**  
*Rewarding productivity*

Ref. No: **SRC/TS/CGOVT/3/61 VOL V (23)**

**28<sup>th</sup> June, 2019**

All Clerks of County Assemblies

**IMPLEMENTATION OF REMUNERATION AND BENEFITS STRUCTURE FOR STATE OFFICERS SERVING IN COUNTY ASSEMBLIES**

The Salaries and Remuneration Commission (SRC) is established under Article 230(1) of the Constitution of Kenya 2010. SRC has the mandate to set and regularly review the remuneration and benefits of State Officers and to advise on the remuneration and benefits of all other Public Officers as set out in Article 230(4) of the Constitution.

Article 260 of the Constitution defines State Officers. The definition includes Members of County Assemblies (MCAs). The setting and review of all benefits for MCAs is therefore the exclusive responsibility of SRC. As you are aware, SRC has set and communicated the remuneration and benefits structure for state officers serving in the county governments.

The purpose of this letter therefore, is to urge County Assemblies to strictly comply with the remuneration and benefits structure set by SRC. Payment of any benefits, including allowances outside the SRC structure would be in breach of Article 230 (4) and 227 of the Constitution, among other laws.

The Commission looks forward to your cooperation in implementation of the remuneration and benefits structure for State Officers serving in the County Assemblies.

**Mrs. Anne R. Gitau, MBS**  
**COMMISSION SECRETARY/CEO**

- CC:** All County Executive Committee Members, Finance  
Chairperson, County Assembly Forum  
Office of the Controller of Budget