

# Kitui County Villages Bill, 2014

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THE COUNTY GOVERNMENT OF KITUI

Special issue



REPUBLIC OF KENYA

Kitui county gazette supplement bill, 2014

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Bill for introduction into Kitui County Assembly

**THE KITUI COUNTY VILLAGES BILL, 2014.**

# Kitui County Villages Bill, 2014

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# Kitui County Villages Bill, 2014

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## A Bill for

**AN ACT of the Kitui County Assembly to provide for the establishment of Villages, the effective coordination, management and supervision of the general administrative functions in the villages; and for connected purposes.**

**ENACTED** by the Kitui County Assembly as follows—

### **PART I**

#### **PRELIMINARY**

Short title and Commencement	<b>1.</b> This Act may be cited as the Kitui County Villages Act, 2014 and shall come in operation upon gazette in County or Kenya gazette.
Interpretation	<b>2.</b> In this Act, unless the context otherwise requires---
No. 17 of 2012	“Ward” means an electoral area within a county delimited in accordance with Article 89 of the Constitution and section 26 of the County Government Act, 2012;
No. 17 of 2012	“Village” means the decentralized unit of the County Government delimited in accordance with section 48 of the County Government Act, 2012.
No. 17 of 2012	“ <b>sub-county administrator</b> ” means the person responsible for coordination and administration of county affairs in any one of the eight sub-counties in Kitui County and appointed as such as per the County Governments Act;
No. 17 of 2012	“ <b>village administrator</b> ” means the person responsible for overall coordination and management of county affairs in a particular village in the county and appointed as such as per the County Governments Act;
No. 17 of 2012	“ <b>village council</b> ” means the council established under section 53(1) of The County Governments Act, 2012; and
No. 17 of 2012	“ <b>ward administrator</b> ” means the person responsible for overall coordination and management of county affairs in a particular ward in Kitui County appointed as such in

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accordance with the County Governments Act;

*Purpose and object of the Bill*

3. The object and purpose of this Act is to provide for the establishment of the village units in Kitui County so as to provide for the further decentralization of the functions and provision of services by the Kitui County Government in accordance with Article 176(2) of the Constitution.

## **PART II**

*Establishment of Village units.*

### **ESTABLISHMENT AND ADMINISTRATION OF VILLAGES**

4. There is established in Kitui County Two Hundred and Forty Six (read 246) villages for proper co-ordination and facilitation of citizen participation in the development of policies and plans and delivery of services.

5. All villages established under this Act shall be as per the Schedule to this Act.

*No. 17 of 2012*

6. Each of the established village unit under section 3 shall be administered by a Village Administrator in accordance with the provisions of Section 52 of The County Governments Act, 2012.

*Establishment of the office of the village administrator*

7. The village administrator shall be appointed by the Kitui County Public Service Board from persons who possess professional and technical qualifications in public administration.

*Functions of the Village Administrator*

8. The Village administrator shall be responsible to the respective Ward Administrator and shall have the following responsibilities --
  - (i) coordinating, managing and supervising the general administrative functions in the village;

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- (ii) facilitating the community in the development of policies and plans
- (iii) ensuring effective service delivery by the county government
- (iv) coordinating county government development activities to empower the community
- (v) providing and maintaining infrastructure and facilities for effective delivery of public services by the county
- (vi) exercising any functions and powers delegated to him or her by the County Public Service Board pursuant to provisions of section 86 of the County Governments Act, 2012.

No. 17 of 2012

Powers of the Village Administrators

- 9.** Any Village Administrator may from time to time issue orders to be obeyed by the persons residing or being within the local limits of his or her jurisdiction for any of the following purposes –
- i. Ensuring that the Village council works in furtherance of the provisions of the Constitution particularly those under Schedule 4 Part 2 paragraph 14
  - ii. prohibiting or restricting the consumption or possession of intoxicating liquor by, and the supply of such liquor to persons under the age of eighteen years;
  - iii. prohibiting or restricting the holding of drinking bouts;
  - iv. prohibiting or restricting the cultivation of poisonous or noxious plants, and the manufacture, transfer, sale and possession of noxious drugs or poisons;
  - v. preventing the pollution of the water in any stream, watercourse or water-hole, and preventing the obstruction of any stream or watercourse;
  - vi. regulating the cutting of timber and prohibiting the

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wasteful destruction of trees;

- vii. preventing the spread of disease, whether of human beings or animals;
- viii. prohibiting any act or thing which may cause damage to any public road or to any work constructed or maintained for the benefit of the community;
- ix. for any other purpose authorized by this Act.

## *Establishment of village council*

*No. 17 of 2014*

**10.** There shall be established in each village unit a village council in accordance with line with Section 53 of the County Governments Act, 2012. The village council shall consist of the village administrator and five (5) other members with the Village Administrator as the chairperson.

## *Functions of the village council*

**11.** The Village councils shall be responsible for the following----

- (i) coordinating and ensuring citizen participation in the County governance;
- (ii) assisting respective village to develop administrative capacity for the effective exercise of function and powers;
- (iii) monitoring the implementation of policies and programs at the village level;
- (iv) advising the ward administrator and sub-county administrator on the matters pertaining to the village; and
- (v) any other function necessary for the better administration of the village.

## *Provisions in the Act are Complimentary.*

**12.** The provisions of this Act shall be complimentary to the provisions of the County Governments Act in relation to the establishment and administration of the Village units within the County.

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## SCHEDULE

### The two hundred and forty six county villages

<u>CONSTITUENCY</u>	<u>COUNTY ASSEMBLY WARDS CODES</u>	<u>WARD</u>	<u>SIZE (KM2)</u>	<u>POPULATION (KNBS, 2009)</u>	<u>POPULATION DENSITY</u>	<u>VILLAGE CODE</u>	<u>VILLAGE NAME</u>
<b><u>MWINGI NORTH</u></b>	<b><u>331</u></b>	<b><u>Ngomeni</u></b>	1,619.00	18,477	11.41	1	1. Kimela/Syumani
						2	2. Mitamisiyi/Kathalaani
						3	3. Ndatani/Kamusiliu
						4	4. Kalwa/Kavuti
						5	5. Kavaani/Ikime
	<b><u>332</u></b>	<b><u>Kyuso</u></b>	751.50	40,375	53.72	6	1. Kyuso
						7	2. Mivukoni
						8	3. Itiva Nzou
						9	4. Kamuwongo
						10	5. Ngaaiie
						11	6. Kimu
						12	7. Kimangao
						13	8. Twimyua
						14	9. Kamula
	<b><u>333</u></b>	<b><u>Muumoni</u></b>	659.60	34,225	51.8	15	1. Mutanda
						16	2. Nguuku
						17	3. Katse
						18	4. Mukong'a
						19	5. Kakuyu
						20	6. Tyaa
						21	7. Ngungani
	<b><u>334</u></b>	<b><u>Tseikuru</u></b>	1,328.00	33,800	25.45	22	1. Kaiviryia/Ngongoni
						23	2. Tseikuru/Nziitu
						24	3. Ngalange/Nzanzeni
						25	4. Karingo
						26	5. Musavani
						27	6. Masyungwa
						28	7. Katumbi
						29	8. Mulangoni
	<b><u>335</u></b>	<b><u>Tharaka</u></b>	410.70	13,084	31.86	30	1. Gakombe
						31	2. Gacigongo
						32	3. Kanyengya/Gatoroni
						33	4. Kanthungu
						34	5. Kamaindi

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<b><u>MWINGI WEST</u></b>	<b><u>336</u></b>	<b><u>Kyome/ Thaana</u></b>	308.00	26,274	85.31	35	1. Winzyeii (Winzyeii, Wikivuvwa)
						36	2. Kyome (Kyome, Ndalani)
						37	3. Thitani (Kasanga, Kavaini)
						38	4. Kanyaa (Kanyaa, Kitulani)
						39	5. Thokoa (Thokoa, Kasevi, Nguuni)
						40	6. Thaana Nzau (Yenzuva, Kyusyuni, Thaana Nzau)
						41	7. Musuani (Musuani, Kanyekini, Thokoa)
	<b><u>337</u></b>	<b><u>Nguutani</u></b>	209.70	27,265	130.2	42	1. Muivu
						43	2. Kikiini/Nzauni
						44	3. Muthioni/Katoteni
						45	4. Nzawa/Mavuni
						46	5. Ngongoni/Mathunzini/Kavoloi
						47	6. Nzalae/Kakululo
						48	7. Nguutani/Katuyu/Mukau ni
	<b><u>338</u></b>	<b><u>Migwani</u></b>	685.10	24,338	35.52	49	1. Kyamboo/Kaliluni
						50	2. Migwani/Itoloni
						51	3. Nzatani/Ilalambyu
						52	4. Nzaluni/Mung'alu
						53	5. Kisovo
						54	6. Katalwa/Mumbuni
<b><u>339</u></b>	<b><u>Kiomo/ Kvethani</u></b>	385.40	25,897	67.2	55	1. Kavuvwani	
					56	2. Mbondoni	
					57	3. Kiomo	
					58	4. Kairungu	
					59	5. Kyethani	
					60	6. Karura/Wikithuki	
<b><u>MWINGI CENTRAL</u></b>	<b><u>340</u></b>	<b><u>Mwingi Central</u></b>	248.40	18,846	75.87	61	1. Mwingi Central
						62	2. Mathyakani
						63	3. Kanzanzu
						64	4. Kalisasi



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						65	5. Mulang'a
						66	1. Kivou
						67	2. Kyanika
						68	3. Ithumbi
						69	4. Kanzui
						70	5. Enziu
						71	6. Kisana
	<b><u>341</u></b>	<b><u>Kivou</u></b>	252.70	24,886	98.48		
						72	1. Sosoma/Mwanzele
						73	2. Ukasi
						74	3. Mathyakani
						75	4. Mwasuma
						76	5. Mbuvu
						77	6. Imba
						78	7. Maai
	<b><u>342</u></b>	<b><u>Nguni</u></b>	1,758.00	29,313	16.67		
						79	1. Nyaani
						80	2. Mwambiu
						81	3. Nuu
						82	4. Wingemi
						83	5. Nguuni
						84	6. Kyangati
						85	7. Mutyangombe
	<b><u>343</u></b>	<b><u>Nuu</u></b>	1,324.00	27,644	20.88		
						86	1. Itiko/Yumbu
						87	2. Kitise
						88	3. Ngiluni
						89	4. Ngoo
						90	5. Ngungi
	<b><u>344</u></b>	<b><u>Mui</u></b>	369.40	19,628	53.13		
						91	1. Mwambui/Ikuusya
						92	2. Thonoa
						93	3. Waita
						94	4. Kathoka
						95	5. Nyanyaa/Katitika
	<b><u>345</u></b>	<b><u>Waita</u></b>	377.40	20,890	55.35		
						96	1. Yalatani
						97	2. Kangondi
						98	3. Musengo
						99	4. Mithini
						100	5. Mutonguni
						101	6. Kakeani
	<b><u>346</u></b>	<b><u>Mutonguni</u></b>	157.80	34,140	216.35		
						102	1. Kauwi
						103	2. Mutini
						104	3. Kivani
						105	4. Mutanda
	<b><u>347</u></b>	<b><u>Kauwi</u></b>	245.30	25,385	103.49		
<b><u>KITUI WEST</u></b>							

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						106	5. Kyeng'e
						107	6. Katutu
	<u>348</u>	<u>Matinyani</u>	72.10	24,081	334	108	1. Kalimani
						109	2. Maseki
						110	3. Kyondoni
						111	4. Katheuni/Kaliakatya
						112	5. Kauma/Musosya
						113	6. Kathuma
	<u>349</u>	<u>Kwa Mutonga/Kithumula</u>	192.00	18,708	97.44	114	1. Mutonga
						115	2. Mithikwani
						116	3. Kithumula
						117	4. Kasaini
						118	5. Kwa Mulungu
						119	1. Maliku
	<u>350</u>	<u>Kisasi</u>	253.60	26,759	105.52	120	2. Kavisuni
						121	3. Masimbini
						122	4. Mbusyani
						123	5. Ngiluni
						124	6. Nguuni/Mukameni
						125	7. Mosa
						126	1. Mbitini
	<u>351</u>	<u>Mbitini</u>	131.10	24,848	189.53	127	2. Katwala
						128	3. Kitungati
						129	4. Ngangani
						130	5. Kanzau
						131	6. Kivuuni
						132	1. Kanyonyoo
	<u>352</u>	<u>Kwa Vonza/Yatta</u>	757.40	30,732	40.58	133	2. Kwa Vonza
						134	3. Nyanyaa/Ndunguni
						135	4. Makusya
						136	5. Ilika
						137	6. Kawongo/Nthongoni
						138	1. Kyangi
	<u>353</u>	<u>Kyangi</u>	418.70	22,094	52.77	139	2. Kalulini
						140	3. Nzambia
						141	4. Kanyongonyo
						142	5. Kiseuni
						143	6. Kitooni
						144	1. Mutula/Mutukya
<u>KITUI CENTRAL</u>	<u>354</u>	<u>Miambani</u>	215.10	22,164	103.04	145	2. Munganga
						146	3. Nzaaya

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						147	4. Kavalo/Usiani	
						148	5. Kamandio/Ndiani/Nzune	
						149	6. Kanzau/Malili/Mikuyuni	
	<b><u>355</u></b>	<b><u>Township</u></b>	17.90	26,016	1,453.41	150	1. Town	
						151	2. Kalundu	
						152	3. Majengo/Manyenyoni	
						153	4. Kaveta/Syongila	
						154	5. Katyethoka/Ngiini	
	<b><u>356</u></b>	<b><u>Kyangwit hva West</u></b>	142.50	23,792	166.96	155	1. Kavuta	
						156	2. Itoleka	
						157	3. Utooni/Mbusyani	
						158	4. Tungutu	
						159	5. Mulutu/Unyaa	
						160	6. Kyamathyaka/Nduumon i/Tiva	
	<b><u>357</u></b>	<b><u>Mulango</u></b>	155.70	28,573	183.51	161	1. Kathungi	
						162	2. Katulani	
						163	3. Kwa Muli	
						164	4. Wii	
						165	5. Wikililye	
						166	6. Kyangunga	
						167	7. Kyambiti	
	<b><u>358</u></b>	<b><u>Kyangwit hva East</u></b>	105.00	31,170	296.86	168	1. Ivaini	
						169	2. Mulundi	
						170	3. Misewani	
						171	4. Museve	
						172	5. Mutune	
						173	6. Kalawa/Kabaa	
<b><u>KITUI EAST</u></b>	<b><u>359</u></b>	<b><u>Zombe/M witika</u></b>	580.50	25,452	43.84	174	1. Ngungi/Kasunguni	
						175	2. Thua	
						176	3. Malatani	
						177	4. Ilaa/Katikoni	
						178	5. Makongo/Kavingo	
						179	6. Kikuu	
		<b><u>360</u></b>	<b><u>Nzamban i</u></b>	64.00	18,126	283.22	180	1. Kyanika/Mwembe Tayari
							181	2. Kavalula/Ngengi
							182	3. Kilonzo
							183	4. Ikuyuni
							184	5. Kangweni

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	<b><u>361</u></b>	<b><u>Chuluni</u></b>	235.00	22,046	93.81	185	1. Kyanzai (Kamaembe, Kaliluni, Kwa-wewa, Itula-aka, Kenzini, Kakyaya)
						186	2. Kenze (Ka-nzooko, Ka-nguu, Ilamba, Kinzeni)
						187	3. Ngungi (Inyuu, Kwa-amutei, Kwa-aombe, Kiongwe, Mutuluni, Kitho, Mbangulo)
						188	4. Kanduti (Katumbu, Kivutini, Kanduti, Ndunga, Union)
						189	5. Kyalele (Kanzauw'u, Nzangathi, Utwiini, Ngomango, Kavumbuni)
						190	6. Ithumula (Kyangala, Matalwa, Kavuo, Kamale, Kiliku, Ithumula, Manzini, Malangayu).
						191	1. Kyaango
						192	2. Imale/Kiangini
						193	3. Muthungue
						194	4. Kyamatu/Nzanzu
	<b><u>362</u></b>	<b><u>Voo/ Kvamate</u></b>	1,114.00	23,011	20.66	195	5. Nzunguni
						196	6. Kasasi
						197	1. Twambui/Makuka
						198	2. Katumbi/Koi of Twambui
						199	3. Ndetani
						200	4. Yiuku/Kathua
	<b><u>363</u></b>	<b><u>Endau/ Malalani</u></b>	2,528.00	15,506	6.13	201	5. Malalani/Syou
						202	1. Musukini
						203	2. Manyoeni/Masasini
						204	3. Kyaimu/Itiko
						205	4. Kawala/Kavutei
	<b><u>364</u></b>	<b><u>Mutito/ Kaliku</u></b>	596.00	19,098	32.04	206	5. Kitoo
						207	1. Ithumula
						208	2. Kathungu
						209	3. Nduu-ndune/Kwa-Songe/Ilusya
						210	4. Makele/Kiangwa
						211	5. Kyatune
<b><u>KITUI SOUTH</u></b>	<b><u>365</u></b>	<b><u>Ikanga/ Kvatune</u></b>	491.60	36,185	73.61	212	6. Ngwani/Yongela

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					213	7. Ndatani/Vote
<b><u>366</u></b>	<b><u>Mutomo/ Kibwea</u></b>	325.40	24,450	75.14	214	1. Kitoo
					215	2. Mwala
					216	3. Kandae
					217	4. Kawelu
					218	5. Kibwea
					219	6. Uae
<b><u>367</u></b>	<b><u>Mutha</u></b>	3,477.10	25,138	7.23	220	1. Ndakani
					221	2. Ngaani
					222	3. Kaliakatune
					223	4. Kivyuni/Kiimani
					224	5. Kengo/Kiati/Mwengea
					225	6. Kaatene/Kalambani
					226	7. Isaa
<b><u>368</u></b>	<b><u>Ikutha</u></b>	433.90	26,176	60.33	227	1. Ndili
					228	2. Maaini/Ngaw'uni
					229	3. Kyoani
					230	4. Ngwate
					231	5. Nzamba
					232	6. Kasaala/Uini
					233	7. Kiangu
<b><u>369</u></b>	<b><u>Kanziku/ Simisi</u></b>	453.40	18,664	41.16	234	1. Ekani/Simisi
					235	2. Kavindini/Mwanianga
					236	3. Kituvwi/Ilamba
					237	4. Ndilili/Mivuni
					238	5. Keutunda/Kyanyaa
<b><u>370</u></b>	<b><u>Athi</u></b>	952.30	35,437	37.21	239	1. Kilawa
					240	2. Kisiio
					241	3. Kituti
					242	4. Makaiye
					243	5. Katilini
					244	6. Kalivu
					245	7. Maluma
					246	8. Muambani/Monguni

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## **MEMORANDUM OF OBJECTS AND REASONS**

The principle object of the Bill is to create further decentralization of the functions and provision of services by the Kitui County Government in accordance with Article 176(2) of the Constitution.

In furtherance of the principal objective, the Bill establishes village units in Kitui County so as to ensure that all residents of Kitui County take part in governance matters as well as ensure that the residents are involved in deliberation of issues respecting projects and other development agendas to be undertaken in the County.

The bill also establishes clear channels through which the residents of Kitui County will be in a position to take part in governance matters thus enhancing empowerment of the residents.

The Bill will occasion expenditure of public fund through the administration of all the village units established. The estimate of the funds to be expenditure has not been established.

The Bill does not limit any fundamental rights and freedoms.

This Bill is not a money Bill within the meaning of Article 114 of the Constitution.

**Hon. Mwove Kinyala, MCA**  
**Chairman**  
**Committee on Administration and Coordination of County Affairs.**