

## COUNTY ASSEMBLY OF KITUI

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### OFFICE OF THE CLERK

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#### PUBLIC PARTICIPATION QUESTIONARE

#### FOR THE IMPEACHMENT OF THE COUNTY GOVERNOR OF KITUI COUNTY

Pursuant to **Article 181 and 196 of the Constitution of Kenya** and **Section 87 of the County Governments Act**, the County Assembly of Kitui hereby seeks your participation and feedback as a registered voter in Kitui County on the Notice of Impeachment received by the Assembly, from Hon. Peter Mwikya Kilonzo the elected County Assembly Member representing Athi ward, in discharge of his oversight duties under **Article 179 of the Constitution of Kenya**, calling for the impeachment of **H.E. CHARITY KALUKI NGILU** the Governor Kitui County.

The Notice of Impeachment is based on the following grounds;

1. Gross violation of the Constitution and the County Governments Act by failing to Honour Summons of the Senate.
2. Gross violation of the Constitutional requirement and the County Government Act by failing to comply with the Two Third gender rule in appointments.
3. Gross violation of the Constitutional Right to Health of the People of Kitui County.
4. Gross violation of the Constitution (Conflict of Interest Contrary to Articles 73 (1) and 75 (1) of the Constitution) and Abuse of Office in the purchase of a stationary stone crusher plant.
5. Gross violation of Section 44 of The County Governments Act By irregularly and unlawfully hiring of the County Secretary.
6. Gross violation of the CG Act by failing to dismiss Phillip Mutinda Mumo, the County Executive Committee Member for Trade, Co-operatives & Investments.

7. Gross violation of the Income Tax Act by failing to remit statutory deductions to the Kenya Revenue Authority (KRA).
8. Gross violation of the provisions of the Section 130 of the Public Finance Management Act on the management of the County Wage Bill.
9. Gross violation of the County Governments Act by failing to constitute a County Public Service Board.
10. Gross violation of the Public Finance Management Act.
11. Reasonable Grounds that the County Governor has committed crimes under **Sections. 96, 391 and 393 of the Penal Code Cap 63 laws of Kenya.**
12. Undermining the authority of the County Assembly

The questionnaire is an anonymous and does not take personal identifiable details of the interviewee.

**NOTE: Mark where appropriate**

**PART A: DEMOGRAPHIC**

**GENDER:** MALE ..... FEMALE .....

**AGE:** BELOW 18 YEARS.....ABOVE 18 YEARS.....

**REGISTERED VOTER:** YES.....NO.....

**RESIDENT IN KITUI COUNTY:** YES..... NO.....

**WARD:** .....

**PART B: QUESTIONS ON THE NOTICE OF IMPEACHMENT**

1. Are you aware of the impeachment motion and the grounds of impeachment against the Governor Kitui County?

**YES.....NO.....**

2. How did you know about the impeachment motion and the grounds of impeachment?

**Can mark more than once**

- a) County Gazette.....
- b) Social Media.....
- c) Friends.....
- d) Radio.....
- e) Newspaper.....
- f) Member of County Assembly (MCA).....

g) Public Baraza.....

h) Other.....

3. Have you seen the allegations raised against **H.E. the Governor of Kitui County?**

**YES.....NO.....**

4. Do you think that the allegations raised call for the impeachment of the Governor of Kitui County?

**YES.....NO.....**

5. Do you support the motion for the impeachment of the Governor of Kitui County?

**YES.....NO.....**