

SPECIAL ISSUE

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REPUBLIC OF KENYA

**TANA RIVER COUNTY GAZETTE
SUPPLEMENT**

ACTS, 2016

NAIROBI, 2nd March, 2016

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**THE TANA RIVER COUNTY SERVICE DELIVERY CO-
ORDINATION ACT, 2016**

No. 1 of 2016

Date of Assent: 29th February, 2016

Date of Commencement: See Section 1

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SCHEDULE ONE

No. 1 *Tana River County Service Delivery Co-ordination*

2016

**THE TANA RIVER COUNTY SERVICE DELIVERY
CO-ORDINATION ACT, 2016**

AN Act of the Tana River County Assembly to provide for decentralized units of the County of Tana River; to establish offices to oversee the decentralized units; and for matters incidental thereto

ENACTED by the Tana River County Assembly as follows—

PART I — PRELIMINARY

1. This Act may be cited as the Tana River County Service Delivery Co-ordination Act, 2016; and shall commence on such a day as the Governor may determine.

Short title and commencement.

2. In this Act, unless the context otherwise requires:

Interpretation.

“administrator” means the Sub-County, Ward and Village Administrators, and the offices established under the Urban Areas and Cities Act, No. 13 of 2011;

“council” means the village council established under section 8 of this Act;

“elder” includes the member representing the youth under section 8(2) of the Act;

“sub-counties” has the same meaning assigned to a constituency within the county, identified under Article 89 of the Constitution;

“urban areas” has the same meaning as the urban areas identified by the relevant national government agency under the Urban Areas and Cities Act, Act, No. 13 of 2011;

“village unit” has the same meaning assigned to it under section 48(1)(d) of the County Governments Act, No. 17 of 2012; and

“ward” has the same meaning assigned to a ward within the county, identified under Article 89 of the Constitution, and section 26 of the County Governments Act, No. 17 of 2012.

PART II—DECENTRALIZED UNITS

3. (1) There is established the following decentralized units for the county—

Decentralized units.

- (a) urban areas within the county;
- (b) sub-counties;
- (c) wards; and

No. 17 of 2012.

(d) village units.

(2) For the avoidance of doubt, the decentralized units under subsection (1) (b), (c) and (d) shall be those specified in the Schedule.

4. (1) There is established the Office of the Sub-County Administrator.

Sub-County
Administrator
No. 17 of 2012.

(2) The Sub-County Administrator shall be recruited competitively by the County Public Service Board; and shall possess the following minimum qualifications—

- (a) be a Kenyan citizen;
- (b) hold at least a Bachelors degree from a university recognized in Kenya, with five years' working experience in middle level administration or management; or
- (c) hold at least a Diploma with at least fifteen years' working experience in the public service.

(3) The Sub-County Administrator shall perform the same functions assigned under section 50(3) of the County Governments Act.

(4) The Sub-County Administrator shall submit quarterly reports to the county chief officers on service delivery in the sub-county.

5. (1) The County Public Service Board shall recruit competitively two deputy sub-county administrators for every sub-county, who shall deputize the Sub-County Administrator.

Deputy Sub-County
Administrator.

(2) A Deputy Sub-County Administrator shall hold the following minimum qualifications—

- (a) be a Kenyan citizen;
- (b) hold at least a Bachelors degree from a university recognized in Kenya, together with at least five years' working experience in administration or management in the public or private sector; or
- (c) hold at least a Diploma together with at least fifteen years' working experience in the public service.

6. (1) There is established the Office of the Ward Administrator.

Ward Administrator
No. 17 of 2012.

(2) The Ward Administrator shall be recruited competitively by the County Public Service Board with the approval of the County Assembly; and shall possess the

following minimum qualifications—

- (a) be a Kenyan citizen;
- (b) hold at least a diploma or other post-secondary qualifications; and
- (c) experience in community service or community development.

(3) The Ward Administrator shall perform the same functions assigned under section 51(3) of the County Governments Act.

(4) The Ward Administrator shall submit quarterly reports to the Sub-county Administrator on service delivery in the ward and the same to the Member of the County Assembly.

7. (1) There is established the Office of the Village/Area Administrator.

Village/Area
Administrator
No. 17 of 201

(2) The Village Administrator shall be recruited competitively by the County Public Service Board with the approval of the County Assembly.

(3) A Village Administrator shall possess the following minimum qualifications—

- (a) be a Kenyan citizen;
- (b) attained at least O-Level education; or
- (c) five years' experience in public administration.

(4) The Village Administrator shall perform the same functions assigned under section 52(3) of the County Governments Act.

(5) The Village Administrator shall submit quarterly reports to the Ward Administrator on service delivery in the village.

8. (1) The Village Administrator shall competitively appoint five village elders to constitute the Village Council under section 53(1)(b) of the County Governments Act; taking into account the principle that not more than two thirds of the members of the Council shall be of the same gender.

Village Council
No. 17 of 2012.

(2) The qualification of a village elder shall be provided for in Section 53 (3) of the County Government Act.

(3) The Village Administrator shall ensure that the youth are represented in the membership of the Council.

(4) In appointing the village elders under subsection (1), the Village Administrator shall also endeavor to incorporate the traditional village elders recognized as such in the village to the farthest extent possible.

(5) The Council shall deliberate on matters affecting their village or area of jurisdiction.

PART III – PARTICIPATORY GOVERNANCE

9. (1) The administrators shall ensure that members of the public within their areas of jurisdiction participate effectively in matters affecting them, by providing timely access to information in policy, planning and budgeting.

Participatory Governance.

(2) The information referred to in subsection (1) shall be presented to the members of the public in a language and form most easily understood.

10. The administrators shall employ the modalities and platforms for citizen participation under section 91(a) to (g) of the County Governments Act; and any other platforms more suitable for the sub-county, ward or village.

Modalities and platforms for citizen participation.

PART IV – GENERAL PROVISIONS

11. No action or proceeding may be commenced against the administrators or their agents for any act done in good faith in the performance or intended performance of a responsibility or in the exercise or intended exercise of an authorized action under this Act, or for any neglect or default in the performance of a responsibility or the exercise of an authorized action in good faith.

Protection from personal liability.

12. (1) The allowances for the administrators as may be determined by the County Public Service Board; and any funds for the operationalization of this Act shall be drawn from the County Revenue Fund.

Financial provisions.

(2) The allowances for the village elder as may be determined by the County Assembly on the advice of the County Public Service Board; shall be drawn from the County Revenue Fund.

13. The Governor may prescribe regulations for—

Regulations.

- (a) the appointment of village elders;
- (b) the procedure for meetings of the Council; and
- (c) any other matter that may be necessary for the proper implementation of the Act.

SCHEDULE ONE

<i>Sub-County</i>	<i>Ward</i>	<i>Village Unit</i>	<i>Centers</i>
Bura	Bangale	El-Rar	Odowan, Edelema, Bati, Shilin, El-Bombi, Lemi and El-Rar
		Kamaguru	Rigaba odo, Kotole, Kova, Kamaguru and El-Sheleti
		Boka	Kamakil, Sukule, Boka Centre, Tara, Dotole and Yakho
		Wange	Nur, Giriba and Dadacha
		Lebile	Duhus, Bultobanta and Lebile
		Tula	Biyagadud, Erer, Tula Kambi and Tula
		Bangale	Habacho, Odowan, Sukela and Bangale Town
		Baleneka	Yakirid, Hadamakona and Balaneka
		Kuriti	Basaharges, Konoasharaf and Kuriti
		Mansole	Shukrio, Charak, Rama, Kosai, El-Afantokocha and Mansole
	Sala	Bakuyu	Ziwani, Deri, Milimani and Bakuyu B
		Bula Baraka	Vango and Bakuyu C
		Hatata	Mororo Centre, Bula Jidu and West Gate
		Areri	Abhakhik Ambares and Junction
		Bula Rahma	Towfiq, Maramntu A ,Maramntu C, Kote, Sobbera, Sokosita
		Sala	Taleo, Kimilo and Didha
		Sombo	Bili, Gora Kubwa and Gora Ndogo
		Anole	Tawakal, Iposa, Barani, Malkaree and Gubatu
		Maramntu	Maramntu Gutu, Karakreti and Charicha
		Calfonia	Calfonia B and Kamukunji PWD (PEE)
	Chewele	Bilbil	Wolesa, Yadi, Bilbil kuku, Bilbil Girba, Birini, Kuis, Bula Damach and Matamocho
		Shikaadabu	Shikaadabu, Hosingo, Pumzika, Mikomani, Worede, Nyonjoni, Chewele and Nyomboni
		Gamano	Furaha, Shabaha, Kayobe, Damaka

<i>Sub-County</i>	<i>Ward</i>	<i>Village Unit</i>	<i>Centers</i>
			and Gamano
		Wadesa	Tune/Mambo Sasa and Waldesa
		Sero	Gasura
		Matagala	Charionboda, Milimani, Jiddoke, Konchora and Guyo
		Nanighi	Bawama, Fufaa, Onduke and Nanighi
		Darime	Kamuude, Jajabo, Dabolo, Darime
		Charidende	Komor Onduku, Dololo Garse B, Danfaa, Dadu, Chardende, Konobandama and Banyamaderte
		Dukanotu	Gelmado, Tula, Tukaa, Abaokote, Dukanotu and Darer
	Hirimani	Meti	Meti, Gale, Dalado, Kosaye and Village 15
		Kaniki	Elneka, ElTutu and Kaba
		Sabukie	Take, Titila B, Dase, Shora Gafu, Samuli and Idi
		Walesonrea	Chirea, Sagaba, Woles Guba and Wachu Bula
		Hosingo	Walestokocha, Mader Kivasa, Wange, Halakesa, Roka B, Komora Rima and On Dida
		Baraka Command	Baraka, Shirikisho, Hirimani, Salama, Amani, Bondeni
		Furaha Command	Furaha, Wimiririe, Makini, Pumwani, Village 11
		Bisadi	Bisadi, Godia, Jilo Tabdu, Bisikdera, Kanchara, Halu 13, Bula Lami, Nyugora and Bula Bisik
		Sukele	Sukele, Salama, Type G/F, Nagele and Bula Mtaro
		Bula Rig	Bula Rig, Qalangal, Gale B, Kambi Moto and Village 13
	Madogo	Hagharsort	Boji, Bulahuzuni
		Mbalambala	Mansguda, Dirisa
		Roka	Kulichia, Buwa
		Korati	Matherte
		Malka Mansa	Mulanjo, Bara, Butuma
		Madogo Centre	Madogo Shopping

<i>Sub-County</i>	<i>Ward</i>	<i>Village Unit</i>	<i>Centers</i>	
		Konoramadha	Fafbare,Lagbadana,Kuruso	
		Ziwani	Baraka, Gariso,Bakuyu,Kodha	
		Bula Secondary	Kanjibu,Jiranu,Mororo primary	
		Adele	Mulanjo B,Samira,Bula Jumvi	
Galole	Chewani	Rhoka	Rhoka,Hurara,Bainani,Hanasa,Nyang wani	
		Hola mission	Mji wa Wazee, Hola mission	
		Umoja/Eka ishirimi	Umoja, Eka ishirini, Bula Salama, Matanya, Kiarikungu	
		Laini	Laini, Bohoni, Ovo, Ghalamani	
		Chewani	Chewani, Wachakone, Malindi ya Ngwena, Rebai	
		Kumbi	Kumbi, Malbati, Pumzika, Huruma	
		Makere	Makere,Dafoma,Hewani,Bububu	
		Mwangaza	Kibuyu, Mwangaza	
		Mji wa kale	Mji wa Kale, Malao, Makaburini, Mtaa wa Sokoni	
		Bula Secondary	Bula Secondary, Kasarani, Liberia	
		Wayu	Daba	Daba, Malkadende, Bultomulitu, Sumai and Gofisa
	Wayu		Wayu-Duka, Wayu- Boro and BochTitu	
	Koticha		Koticha Milima, Koticha Odowan, Moti and Komoli	
	Gururi		Gururi, Deyate and Bidimtu	
	Saware		Kalalani, Kone Kaliti, Doke, Saware and Diid-Ade	
	Waldena		Waldena, Haboye and El-Wachu	
	Titila		Titila, Ongola, Elboka, Chiri and Bonkoka	
	Lakole		Lakole	
	Hakoka		Rhoka Tokocha and Kesi	
	Chifiri	Chifiri, Gambo and Wodesa		
		Mikinduni	Mikinduni	Emmaus, Kisimani, Mombasa and Kanisani
			Imara Daima	Imara Daima, Majengo Mapya, Kerengende
			Kelokelo	Kelokelo and Kenya Mpya

<i>Sub-County</i>	<i>Ward</i>	<i>Village Unit</i>	<i>Centers</i>
		Ingile	Ingile, NYS, Chamari
		Kalkacha	Kalkacha
		Bondeni	Bondeni, Sultan Estate.
		Handampia	Handampia A, Jerusalem
		Lenda	Madina and Mujahidina
		Chanani	Kajificheni, Chanani
		Kone	Wata and Kone
	Kinako-mba	Haroresa	Hara, Jara Mobil and Makere
		Kilindini	Kilindini and Crubani
		Masalani	Masalani and Jare Road
		Majengo	Fanjua and Majengo
		Vukoni	Vukoni Juu, Vukoni Chini
		Maroni	Maroni and Kipendi
		Wenje	Wenje, Bula
		Duwayo	Duwayo, Boji
		Bububu	Jamhuri, Bububu
Maweni	Maweni, Mkomani, Gafuru and Harambee Mobile		
Garsen	Garsen Central Ward	Kipao A	Bura Crush
		Kipao B	Gubaharoru and Ondara
		Gomesa	Baliangete and Milimani
		Holokona	Bula Rahma
		Bandi	Gamba and Peponi
		Danisa	Dumi
		Onkolde	Konemamo
		Dibe	Ramada
		Ongonyo	Sogal
		Galili	Galili B
	Kipini West	Nduru-Orma	Nduru-Orma and Nduru-Pokomo
		Riketa	Riketa
		Kikomo	Kikomo
		Tara	Manono, Mwisho wa Maram, Lailoni and Matarba
		Katsangani	Meticharaka, Tana-Salt, Hurara and Mto Kilifi
		Handaraku	Mbilimbili, Mandingo and Laini
		Odole	Samicha and Mwanja

<i>Sub-County</i>	<i>Ward</i>	<i>Village Unit</i>	<i>Centers</i>
		Marafa	Marafa, Shirikisho, Milimani, Darga and Bora Moyo
		Chamwanamuma	Anasa and Mbelezoni
		Semikaro	Semikaro
	Garsen North Ward	Kuroley	Galma, Ogane, Onodama and Kumbi
		Kiembeni	Kambole, Koriadhi, Skedek, Labadad
		Ngumu	Lazima, Mwangaza and Mikameni
		Bahati	Bahati, Mnazini Sign Post, Hiribae Mzombo
		Mnazini	Mnazini, Kitere, Kinyadu and Baomo
		Tawakal	Kornabe and Skedeku
		Sera	Feji, Kiembe
		Maziwa	Maziwa
		Wema	Hewani, Kulesa, Vumbwe, Gadeni
		Abaganda	Abaganda
	Garsen West Ward	Chira	Konkona, Kollabe, Bilisa, Onkorati, Chira A and B
		Kajisteni Wardei	Kajisteni Pokomo and Bula Kaburi
		Down Town	Hursan, Hospital, Polisi and Veterinary
		Centre Two	Centre One and Centre Two
		Bora Imani	Tulu A and B
		Jua Kali	Juakali B, Malakoteni A and B, Bora Imani and Juakali A and B
		Kone	Iddi and Tank E
		Assa	Odonganda, Daseguti, Onjila, Chirfa and Gerarsa
Hamesa A		Sheli and Hamesa A	
Hamesa C		Hamesa B and Bula Kibiriti	
Kipini East Ward	Ozi	Ribe, Magogoni, Kiundani and Kajisteni	
	Soroko	Soroko A, B and C, Umoja, Bondeni, Swalihina and TCN	
	Mapunga	Onido, Riketa, Chakamba, Boko and Kijuuni	
	Maweni	Zamzam, A and B, Mubwageni, Kings Well and 7 Km A and B	

<i>Sub-County</i>	<i>Ward</i>	<i>Village Unit</i>	<i>Centers</i>
		Kilelengwani	Kilunguni, Kau and Tazama Lako
		Kaloleni	Umandeni A and Umandeni B, Gatundu A and Gatundu B, Mnuji, Luvu and Kenze
		Matangeni	Bora Imani A, Bora Imani B and Bora Imani C, Shauri Moyo, Kizuliani, Mume ni Kazi, Mahandakini and Mchelelo
		Ziwani	Kibokoni, Kibaoni A and Kibaoni B, Laiga, Bora Moyo
		Kipini	Kipini Mjini, Baki Arafa, Tossi and Jendewe
		Mpeketoni	Mpeketoni Mjini, Punga Upepo, and Nchongozoni
	Garsen South Ward	Gubani	Gubani, Furaha and Manono
		Idsowe	Idsowe
		Minjila	Minjila
		Kibusu	Kibusu, Dalu and Chalalu
		Ngao	Ngao
		Oda	Oda
		Bura Kofira	Gumba, Bura Kofira and Bura Krashi
		Tarasaa	Golbanti and Tarasaa
		Maderte	Maderte and Bura Anani
		On Wordei	On Wordei and Makunete

Village Units

Sec. 48(1)(d) There shall be one hundred and fifty village units in the county; to be determined by the County Assembly.

No.17 of 2012