



24/05/2019

The Clerk,
Kenya National Assembly
Parliament Buildings
P.O Box 41842-00100
Nairobi-Kenya.
Email: clerk@parliament.go.ke.

Dear Hon. Michael R. Sialai,

**RE: SUBMISSIONS ON NATIONAL GOVERNMENT ESTIMATES OF REVENUE
AND EXPENDITURE FOR FY 2019/2020**

Greetings from The Institute For Social Accountability (TISA).

The Institute for Social Accountability (TISA) is a civil society initiative committed towards the achievement of sound policy and good governance in local development in Kenya, to uplift livelihoods of, especially, the poor and marginalized. TISA has been operational since March 2008 and is a locally registered trust that has engaged with various relevant state and non-state actors in the quest to promote effective local governance in Kenya.

About the memorandum

The memorandum presents analysis, observations and recommendations based on the analysis of the public sector on key thematic area of community policing.

Background information

Community Policing is the approach to policing that recognizes voluntary participation of the local community in the maintenance of peace and which acknowledges that the police need to be responsive to the communities and their needs, its key element being joint problem identification and problem-solving, while respecting the different responsibilities the police and the public have in the field of crime prevention and maintaining order.

The Kenya Constitution under Article 244 (e) provides that the police shall foster and promote good relationships with the broader society; this Provision is operationalized under the National Police Service (NPS) Act 2011 (2016).

The government takes cognizance of critical role citizens can play when it comes to security matters. Key points to note on community policing;

- i. **THAT;** Community policing is provided under the National Police Service Act 2011 (amended 2014), section 41 *“Created county policing authorities to, inter alia, develop proposals on priorities, objectives and targets for police performance in the county, monitor trends and patterns of crime in the county and promote community policing initiatives. While section 96-100 establishes County policing Committees and Forums (CPC’s/CPF’s).*
- ii. **THAT;** Under the devolved system structure, security remains a nation function placed under the ministry of Interior National Coordination. *“The State Department for interior promotes safety and security of persons and property. The Department is also responsible for: coordination of national government functions in counties, peace building and conflict resolution, prevention of drugs abuse, government printing services, borders and population registration services. Article 238(1) of the Kenya Constitution.*
- iii. **THAT;** Whereas, under the constitution, the core mandate of the counties is development, several roles with security implications have been allocated to the county governments. An example is the County Policing Authority; a body headed by a County Governor which is the point of interaction between the County Government, citizens and the national security agencies. *“section 98(4) of the NPS Act; the CPA’s are responsible for monitoring trends and patterns of crime, developing proposals on security priorities, objectives and targets for police performance, monitoring progress and achievements, overseeing and promoting community policing initiatives, facilitating public participation and providing financial oversight for the budget for policing within their respective counties.*
- iv. **THAT;** Community policing approach aims at solving security concerns at the lowest level of administration while providing citizens with a platform to voice out their concerns and actively participate in the process of seeking for lasting solutions.

Budget analysis

Notably, allocations to the State Department for Interior has continued to increase from 99.9 Billion in the Fiscal Year 2016/18 to Kshs. 112 Billion in the 2018/19 Fiscal Year for recurrent expenditure but the development expenditure allocation declined from Kshs. 26.7 Billion in the Fiscal Year 2016/2017 to Kshs. 18.7 Billion for the Fiscal

Year 2018/2019. This has been done to the extent possible amid constraints in budgetary allocations facing all Government Ministries, Departments and Agencies.

Under the government plan; Community policing is termed as Special Initiatives program which is implemented under Citizen Participation to Security and categorized under Planning and Field Administrative Services of Planning and Policy Coordination Support Services Programme of National Police Services in the Medium-Term Expenditure Framework.

- ❖ The National Treasury has continued to incrementally allocate the National Police Service financial resources to carry out their mandate. Kenya Police Service takes the biggest share of the Ministry of Interior.
- ❖ Over the years national budget making process allocations under the ministry has focused more on the infrastructure investment as opposed to human capital investment particularly in community policing.

Government Programme Budget for YR 2019/2020

The 2019/2020 program-based budget; Under the program Public safety- specific sector “Community policing” aims at reactivating and training community policing committees in **494** police stations with an estimated budget of **Kshs. 20,873,393**. Progressively; Budget Estimates for **YR 2020/2021** is **Kshs. 21,499,599**.

Asks;

- i. The sector aims at “**reactivating and training**” big question is; *Are there structures in place which the sector aims at reactivating and train?*
- ii. Is the target of **494** police station for the **YR 2019/2020-2020/2021** realistic?
- iii. How many police station so far have they covered for the last fiscal year 2018/2019?
- iv. Are the estimates for **2019/2020-2020/2021** realistic considering the requirements for setting up a fully operational CPC/CPF at police stations?
- v. What is the role of the National Government administration Office (NGAO) in formation of these structures?
- vi. What criterial does the sector use to settle on priority police stations considering dynamics of security in different parts/counties

1021 State Department for Interior

PART E. SUMMARY OF PROGRAMME OUTPUTS AND PERFORMANCE INDICATORS FOR 2019/2020 - 2021/2022

Programme: 0601000 Policing Services
Outcome: Enhanced public safety and security
Sub Programme: 0601010 Kenya Police Services

Delivery Unit	Key Output (KO)	Key Performance Indicators (KPIs)	Targets 2019/2020	Targets 2020/2021	Targets 2021/2022
1021001700 Community Policing	Community Policing Committees reactivated and trained.	No. of Community policing committees reactivated and trained	494 at Police Stations	494 at Police Stations	494 at Police stations

Observations;

- i. The government to recognize important role NGAO's play at the community level especially in coordination.
- ii. The sector to set realistic target of police station to be covered over a period for monitoring purposes (*No. of community policing committees reactivated and trained*).

Sector budgetary allocation

1021001500 DCI Field Services	2,693,922,811	3,481,335,652	-	3,481,335,652	3,564,196,169	3,700,580,467
1021001600 DCI Specialized Units	301,841,442	309,315,674	-	309,315,674	322,215,312	335,657,273
1021001700 Community Policing	20,873,397	20,873,397	-	20,873,397	21,499,599	21,499,599
1021001800 Office of the Deputy Inspector General - Kenya Police Service	5,097,426,968	4,773,833,780	-	4,773,833,780	5,394,045,274	5,522,055,974
1021001900 County Police Services	304,362,555	367,393,610	-	367,393,610	370,443,451	374,672,884

Observations;

- ❖ The allocations are meagre compared to set objectives of the sector
- ❖ Other than the governments allocations; the sector needs to source for other funding
- ❖ Provided estimates should commensurate with the reality and situation on ground

Itemized accounting items Under community policing; National police head quarters

- ❖ Communication, Supplies and Services
- ❖ Domestic Travel and Subsistence, and Other Transportation Costs
- ❖ Printing, Advertising and Information Supplies and Services
- ❖ Training Expenses
- ❖ Hospitality Supplies and Services

1021001202 Peace and Community Policing				
2210200 Communication, Supplies and Services	234,518	234,518	241,554	248,800
2210300 Domestic Travel and Subsistence, and Other Transportation Costs	5,755,664	5,755,664	5,928,334	6,106,184
2210500 Printing , Advertising and Information Supplies and Services	182,403	182,403	187,875	193,511
2210700 Training Expenses	6,514,400	6,514,400	6,709,832	6,911,127
2210800 Hospitality Supplies and Services	117,355	117,355	120,876	124,502

Observation;

- i. Provide breakdown of key aspects of community policing other than broad categories under the National police headquarters administrative costs
- ii. Community policing to have a separate budget with clear accounting itemized items related with community policing
- iii. There is need for more awareness creation and aspect of communication; The enormous allocations to the domestic travels need to be redistributed to other components of the sector of “reactivating and training” e.g. Advertising, information supplies, production of knowledge materials, communication e.t.c.

Recommendations

After the review, we make the following recommendations

- I. In the spirit of cooperation between the national and county governments the national government should enter into an understanding for the county governments to undertake some of the mandate of security to enhance their funding in as much as security is a function of the national government, this is in line with Article 189 of the Constitution of Kenya.
- II. There is needed to adequately finance and strengthen the county structures especially the county policing authority. This ensure that the communities at the county level perform their functions especially matters on security which will in turn spur development at the county level.
- III. From the review; allocations to the sector are meagre considering the responsibilities of the structures of security policing.
- IV. The sector to embrace partnership with CSO’s as means of fundraising and also for evidenced based research on the status of security in different part of the country specifically on “community policing”

- V. National government to consider aspect of budgetary allocation to be under the National government Administration (NGAO) considering their role in the community and especially on security.

For Further information, Kindly contact;
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