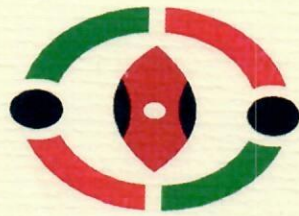




REPUBLIC OF KENYA



IGRTC
INTERGOVERNMENTAL
RELATIONS TECHNICAL
COMMITTEE

Consultation, Cooperation & Coordination in Devolution

COMMUNIQUE OF THE SECOND INTERGOVERNMENTAL RELATIONS SYMPOSIUM HELD
FROM 4TH -6TH MARCH 2024 AT SAWELA LODGE, NAKURU COUNTY

6th March 2024

ACKNOWLEDGING the Constitutional tenets on the relations between the two levels of government and amongst county governments as enshrined in Articles 6 (2) and 189;

RECOGNIZING that harmonious relations between the two levels of government and amongst county governments is the corner stone for the attainment of the objects and principles of devolution envisaged in Articles 174 and 175 of the Constitution;

NOTING that a decade into the implementation of the devolved system of governance, major strides have been achieved, thus positively impacting the political and socio- economic development of the country;

CONCERNED that there still exist glaring governance challenges and gaps that continue to be an impediment to the attainment of the objects and principles of devolution;

RESOLUTE that spirit and letter of the Constitution in relation to the implementation of the devolved system of governance is entrenched on **consultation, cooperation and coordination amongst the established intergovernmental structures and the two tiers of government;**

NOW THEREFORE, the 2nd Intergovernmental Relations Symposium resolves as follows:

1. **THAT** IGRTC shall deepen engagements with Parliament and County Assemblies through a coordination framework that guides tabling and feedback on Summit reports as provided for by Section 10 of the Intergovernmental Relations Act, 2012.
2. **THAT** devolution and intergovernmental relations shall be promoted and facilitated by all stakeholders for effective and efficient service delivery for all.
3. **THAT** IGRTC develops a framework to guide the implementation of intergovernmental relations in Kenya.
4. **THAT** IGRTC shall coordinate a ten-year cost analysis for the implementation of devolved functions to inform resource allocation to both levels of government.
5. **THAT** both levels of government shall adhere with the provisions of the IGR Act, 2012 and embrace amicable resolution of disputes through the available alternative dispute resolution mechanisms.
6. **THAT** the Intergovernmental Relations Act, 2012 be reviewed to strengthen IGRTC to give it power and authority by:

- i. Securing greater autonomy and independence for performance of its mandate including holding both levels government accountable on the implementation of Summit and sector working groups resolutions
 - ii. Providing clarity on resolution of inter and intra governmental disputes
7. **THAT** the roles and responsibilities of intergovernmental institutions be defined to avoid duplication and create synergy. A high-level meeting of SDD, COG, CAF, IBEC and IGRTC be convened to build consensus on establishment and convening of intergovernmental sector forums
8. **THAT** both levels of government shall enhance monitoring and evaluation and risk management on public resources to enable realization of the objects of devolution
9. **THAT** the Presidential Economic Transformation Secretariat (PETS) engages extensively with the county governments and Ministries, Departments and Agencies (MDAs) to align Bottom-Up Economic Transformation Agenda (BETA) plans and priorities into county and national government periodic development plans.
10. **THAT** both levels of government shall strengthen structured intergovernmental consultations on the implementation of County Aggregation and Industrial Parks so as to ensure increase in exports from 10% of the GDP to 30% and also raise the manufacturing contribution to GDP from the current 7% to 15%.
11. **THAT** county governments shall enhance intra-county relationships and harmonize collection of CESS and other market levies to avoid multi-taxation that makes doing business in Kenya uncompetitive
12. **THAT** IGRTC will have focal officers at the county governments to facilitate effective intergovernmental relations.
13. **THAT** the mechanism for effective integration of national and county planning as anchored in law should be operationalized and implementation guidelines developed.

14. **THAT** both levels of government shall establish mechanisms to ensure fiscal sustainability of the total public wage bill as provided by the PFM Act, 2012.
15. **THAT** both levels of government shall enhance performance and productivity of the public service at institutional and individual levels through performance management.
16. **THAT** IGRTC shall engage the Public Service Commission and County Public Service Boards on human resource matters to address disparities in the public service
17. **THAT** both levels of government shall ensure a coordinated intergovernmental approach in service delivery by harnessing resources and expertise through a whole-government approach
18. **THAT** there is need for enhanced continuous capacity building at both levels of government by the national government as provided by the Constitution
19. **THAT** IGRTC shall in collaboration with the relevant stakeholders undertake a comprehensive Assessment of Performance of Devolved Functions, at both levels of Government.
20. **THAT** there is need to operationalize intergovernmental structures as provided for by the County Governments Act, 2012.
21. **THAT** the County Assemblies be given the independence and resource autonomy to effectively discharge their mandate.
22. **THAT** the National Land Policy and other land laws be reviewed to align them to the Constitution and devolution.
23. **THAT** public participation and civic education should be defined, unbundled and costed to enhance involvement of the citizens in decision making

23. **THAT** the National Land Policy and other land laws be reviewed to align them to the Constitution and devolution.


24. **THAT** public participation and civic education should be defined, unbundled and costed to enhance involvement of the citizens in decision making

25. **THAT** A steering committee to implement this communique shall be constituted of the following institutions;


- a. IGRTC
- b. County Governments
- c. County Assembly Speakers
- d. The National Assembly
- e. The Senate
- f. Commission on Revenue Allocation
- g. The Office of the Attorney General
- h. Public Service Commission
- i. County Public Service Boards
- j. National Lands Commission
- k. State Department for Devolution
- l. Council of Governors
- m. Development partners
- n. Civil Society Organizations

THIS COMMUNIQUE SIGNED BY THE CHAIRPERSON, IGRTC

CPA KITHINJI KIRAGU, OGW, MBS


..... DATE 6/03/2024

THIS COMMUNIQUE WITNESSED BY HON. SEN. HILLARY KIPROTICH SIGEI, SENATOR BOMET COUNTY


..... DATE 06/03/2024