

Approved for tabling in the House.

REPUBLIC OF KENYA



SNA
8/6/2022



TWELFTH PARLIAMENT – SIXTH SESSION

THE NATIONAL ASSEMBLY

SELECT COMMITTEE ON REGIONAL INTEGRATION

EXIT REPORT

FOR

12TH PARLIAMENT

(2017-2022)

Directorate of Audit, Appropriations and Other Select Committees
National Assembly
Parliament Buildings
NAIROBI

June 2022

| | |
|-----------------------|--------------------------------------|
| THE NATIONAL ASSEMBLY | |
| DATE: 08 JUN 2022 | BY: <i>Meherdz</i> |
| TABLED BY: | Chairperson, CRI Hon. R. Obo, MP. |
| CLERK AT THE TABLE: 1 | <i>Mainak W. M</i> |



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list of abbreviations/acronym

| | |
|----------|---|
| AU | African Union |
| EAC | East African Community |
| EALA | East African Legislative Assembly |
| NTBs | Non-Tariff Barriers |
| OSBP | One Stop Border Posts |
| LVBC | Lake Victoria Basin Commission |
| LVFO | Lake Victoria Fisheries Organisation |
| EADB | East African Development Bank |
| IUCUEA | Inter-University Council for East Africa |
| CASSOA | Civil Aviation Safety and Security Oversight Agency |
| EACJ | East African Court of Justice |
| EACCA | East African Community Competition Authority |
| EASTECCO | East African Science & Technology Commission |
| EAKC | East African Kiswahili Commission |

FOREWORD

Article 93 (1) of the Constitution of Kenya establishes Parliament of Kenya which consists of the National Assembly and the Senate. Further, Art 95 provides for the role of the National Assembly amongst others to:

- (i) deliberate on and resolve issues of concern to the people;
- (ii) enact legislations
- (iii) determine allocation of national revenue between the two levels of governments the National government and County governments;
- (iv) appropriate funds for expenditure by the national government and national State organs;
- (v) exercise oversight over national revenue and its expenditure;
- (vi) exercise oversight over State organs; and
- (vii) review the conduct in the office of the President, Deputy President and other State officers and initiate the process of removal from office.

The Committee system ensures smooth functioning of the legislature by building consensus on critical issues and examining issues in detail, which the legislature could not do for want of time and being considerable in volume.

The purpose of this legacy report is to provide a summary of the Committee's work during the 12th Parliament in order to inform any successor committee in the 13th Parliament of the Committee's accomplishments and suggestions.

May I take this opportunity to thank all Members of the Committee for their input during the consideration of this report. The Committee expresses its gratitude to the Office of the Speaker and the Clerk of the National Assembly for the support accorded to the Members of the Committee in execution of its mandate.

On behalf of the Select Committee on Regional Integration and pursuant to the provisions of Standing Order 200A, it is my pleasant duty to present to this House the Committee Legacy Report for the 12th Parliament.

Hon. (Capt) Ruweida Mohamed, MP
Chairperson
Select Committee on Regional Integration

1.0 PREFACE

1.1 Establishment of Committee

1. The power of each House of Parliament to establish committees and to make Standing Orders for the orderly conduct of its proceedings, including the proceedings of its committees is provided under Art. 124 of the Constitution of Kenya, 2010.
2. The National Assembly Standing Orders has established various committees of the House with distinct Mandates. These Committees under the Directorate of Audit, Appropriations and Other Select Committees play a pivotal role of facilitating the National Assembly fulfill its constitutional mandate of allocation of national revenue, appropriation of funds and oversight over national revenue, expenditure and State organs.

1.2 Mandate of the Committee

3. The Select Committee on Regional Integration is established under the National Assembly Standing Order 212. It was constituted in December 2017 following adoption of a motion on membership of committees by the House.
4. As provided for in the Standing Order 212 (2), the Committee is mandated to;
 - (a) Enhance the involvement of the National Assembly in intensification and development of the integration process in the East African Community and the greater African region;
 - (b) Examine the records of all the relevant debates and resolutions of the meetings of the East African Legislative Assembly;
 - (c) Examine the Bills introduced in the East African legislative Assembly and Acts of the East African Community;
 - (d) Examine records of relevant debates and resolutions of Pan African Parliament, the African Caribbean and Pacific- European Union Joint Parliamentary Assembly and other regional bodies; and
 - (e) Inquire into and examine any other matter relating to regional integration generally requiring action by the House.
5. In exercise of its mandate, the Committee has jurisdiction over the following;
 - i) One Stop Border Points (OSBP) - Taveta/Holili, Namanga, Malaba, Busia, Isebania and Lungalunga
 - ii) Lake Victoria Basin Commission (LVBC)

- iii) Lake Victoria Fisheries Organisation (LVFO)
- iv) East African Development Bank (EADB)
- v) Inter-University Council for East Africa (IUCUEA).
- vi) Civil Aviation Safety and Security Oversight Agency (CASSOA).
- vii) East African Court of Justice (EACJ)
- viii) East African Community Competition Authority
- ix) East African Science & Technology Commission
- x) East African Kiswahili Commission

1.3. Committee Membership

6. The Committee comprises the following Members;

First Session 2018

1. The Hon. Naisula Lesuuda, M.P. – Chairperson
2. The Hon. Capt. Ruweida Mohamed, M.P. – Vice Chairperson
3. The Hon. Christopher Doye Nakuleu, M.P.
4. The Hon. William Kamket Kassait, M.P.
5. The Hon. Gideon Keter, M.P.
6. The Hon. Joyce Akai Emanikor, M.P.
7. The Hon. Cyprian Kubai Ingingo, M.P.
8. The Hon. Moses Malulu Injendi, M.P.
9. The Hon. Janet Marania Teyiaa, M.P.
10. The Hon. Mathias Nyababe Robi, M.P.
11. The Hon. Abdi Mude Ibrahim, M.P.
12. The Hon. Erastus Kivasu Nzioka, M.P.
13. The Hon. Samson Ndindi Nyoro, M.P.
14. The Hon. Eve Obara, MP
15. The Hon. Geoffrey Omuse, MP
16. The Hon. Rossa Buyu, MP
17. The Hon. Janet Ongera, MP
18. The Hon. Memusi Ole Kanchory, MP
19. The Hon. Gideon Ochanda, MP
20. The Hon. Ali Wario, MP
21. The Hon. Kassim Sawa Tangaza, MP
22. The Hon. Nasri Sahal Ibrahim, MP

Second Session 2019

1. The Hon. Naisula Lesuuda, M.P. – Chairperson
2. The Hon. Capt. Ruweida Mohamed, M.P. – Vice Chairperson
3. The Hon. Christopher Doye Nakuleu, M.P.
4. The Hon. William Kamket Kassait, M.P.
5. The Hon. Gideon Keter, M.P.
6. The Hon. Joyce Akai Emanikor, M.P.
7. The Hon. Cyprian Kubai Ingingo, M.P.
8. The Hon. Moses Malulu Injendi, M.P.
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19. The Hon. Gideon Ochanda, MP
20. The Hon. Ali Wario, MP
21. The Hon. Kassim Sawa Tangaza, MP
22. The Hon. Nasri Sahal Ibrahim, MP

Third Session 2020

1. The Hon. Ali Wario, CBS, M.P. - **Chairperson**
2. The Hon. Capt. Ruweida Mohamed, M.P – **Vice Chairperson**
3. The Hon. Kubai Iringo, M.P
4. The Hon. Mathias Nyamabe Robi, M.P.
5. The Hon. Erastus Kivasu Nzioka, M.P.
6. The Hon. Gideon Ochanda, M.P.
7. The Hon. Nasri Sahal Ibrahim, MP
8. The Hon. Paul Kahindi Katana, M.P.
9. The Hon. Ali Wario Guyo, M.P.
10. The Hon. Jane Wanjuki Njiru, M.P.
11. The Hon. James Mwangi Gakuya, M.P.
12. The Hon. Elijah Memusi Kanchory, M.P.
13. The Hon. Hilary Kosgei, M.P.
14. The Hon. Ndindi Nyoro, M.P.
15. The Hon. John Kiarie Waweru, M.P
16. The Hon. Ezekiel Machogu Ombaki, MP
17. The Hon. Moses Malulu Injendi, M.P.
18. The Hon. Sen. Janet Ongera, CBS, MP
19. The Hon. Abdi Mude Ibrahim, MP
20. The Hon. Geoffrey Omuse, M.P.
21. The Hon. Kassim Sawa Tandaza, M.P
22. The Hon. Janet Teyiaa, M.P.
23. The Hon. Alfred Sambu, M.P.

Fourth Session 2020

1. The Hon. Ali Wario, CBS, M.P. - **Chairperson**
2. The Hon. Capt. Ruweida Mohamed, M.P – **Vice Chairperson**
3. The Hon. Kubai Iringo, M.P
4. The Hon. Mathias Nyamabe Robi, M.P.
5. The Hon. Erastus Kivasu Nzioka, M.P.
6. The Hon. Gideon Ochanda, M.P.
7. The Hon. Nasri Sahal Ibrahim, MP
8. The Hon. Paul Kahindi Katana, M.P.
9. The Hon. Ali Wario Guyo, M.P.
10. The Hon. Jane Wanjuki Njiru, M.P.
11. The Hon. James Mwangi Gakuya, M.P.
12. The Hon. Elijah Memusi Kanchory, M.P.
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19. The Hon. Abdi Mude Ibrahim, MP
20. The Hon. Geoffrey Omuse, M.P.
21. The Hon. Kassim Sawa Tandaza, M.P.
22. The Hon. Janet Teyiaa, M.P.
23. The Hon. Alfred Sambu, M.P.

Fifth Session 2021

1. The Hon. Capt. Ruweida Mohamed, M.P - **Chairperson**
2. The Hon. Erastus Kivasu Nzioka, M.P. - **Vice-Chairperson**
3. The Hon. Sen. Janet Onge'ra, CBS, MP
4. The Hon. Gideon Ochanda, M.P.
5. The Hon. Abdi Mude Ibrahim, MP
6. The Hon. Nasri Sahal Ibrahim, MP
7. The Hon. Kassim Sawa Tandaza, M.P.
8. The Hon. Geoffrey Omuse, M.P.
9. The Hon. Hilary Kosgei, M.P.
10. The Hon. Paul Kahindi Katana, M.P.
11. Hon. Ali Wario Guyo, M.P.
12. The Hon. Benjamin Gathiru Mwangi, MP

13. The Hon. Ezekiel Machogu Ombaki, MP
14. The Hon. Cyprian Kubai Iringo, M.P
15. The Hon. Memusi Ole Kanchory, M.P.
16. The Hon. Mathias Nyamabe Robi, M.P.
17. The Hon. Ayub Savula, MP
18. The Hon. Janet Marania Teyiaa, M.P.
19. The Hon. Samson Ndindi Nyoro, M.P.
20. The Hon. James Mwangi Gakuya, M.P.
21. The Hon. Alfred Sambu, M.P.
22. The Hon. Jane Wanjuki Njiru, M.P.
23. The Hon. John Kiarie Waweru, M.P

1.4. Committee Secretariat

7. The secretariat supporting the Committee comprises of:

- | | | |
|--------------------------|---|---|
| 1. Mr. Abdullahi Aden | - | Principal Clerk Assistant II/ Head of Secretariat |
| 2. Dr. Kefa Omoti | - | Principal Research Officer |
| 3. Mr. Johnston Kioko | - | First Clerk Assistant |
| 4. Mr. Peter Mwaura | - | Senior Legal Council |
| 5. Mr. John Nganga | - | Audio Officer |
| 6. Ms. Catherine Mukunyi | - | Serjeant- At -Arms |
| 7. Mr. Boniface Mugambi | - | Serjeant- At- arms |

2.0 BACKGROUND INFORMATION

2.1 Legal framework

8. Article 93 (1) of the Constitution of Kenya establishes Parliament of Kenya which consists of the National Assembly and the Senate. Further, Art 95 provides for the role of the National Assembly amongst others to:
 - i) deliberate on and resolve issues of concern to the people;
 - ii) enact legislations
 - iii) determine allocation of national revenue between the two levels of governments the National government and County governments;
 - iv) appropriate funds for expenditure by the national government and national State organs;
 - v) exercise oversight over national revenue and its expenditure;
 - vi) exercise oversight over State organs; and
 - vii) review the conduct in the office of the President, Deputy President and other State officers and initiate the process of removal from office.
9. In addition, Article 124 of the Constitution empowers Parliament to establish Committees and to make Standing Orders for orderly conduct of its proceedings including the proceedings of its Committee.
10. The National Assembly Standing Orders has established various Committees of the House with distinct mandates

3.0 ACHIEVEMENTS

11. In the discharge of its mandate, the Committee held twenty (20) sittings in the first session (2018) thirty six (36) Sittings in the second Session (2019) twenty one sittings in the third Session (2020) twenty seven sittings in the fourth session and

3.1 LEGISLATION

3.2 BILLS

12. The Committee considered and tabled reports on the following Bills:

- i) The EAC Counter-Trafficking in Persons Bill, 2016;
- ii) The EAC retirement Benefits or Specified heads of Organs Bill, 2015;
- iii) The EAC Prohibition of Female Genital Mutilation Bill, 2016;
- iv) The EAC Youth Council, 2017; and
- v) The EAC Cross Border Trade in Professional Service Bill, 2017.
- vi) The East African Community Customs management (Amendment)No.2) Bill, 2018
- vii) The East African Community supplementary appropriation Bill, 2019
- viii) The East African Community Statistic Bureau Act
- ix) Report of the Committee on Communication, Trade and Investment on the East African Community Customs Management Amendment Bill, 2018
- x) Report of the Committee on General Purpose on the Consideration of the EAC annual report 2014/2015

3.3. EALA REPORTS

13. The Committee considered and tabled on the Floor of the House the following Reports:

- i) Report of the Committee on accounts on the audited accounts of the EAC for the year ended 30th June 2017
- ii) Report of the Committee on Communication, Trade and Investment on the East African Community Statistics Bureau Bill, 2018
- iii) Report of the Committee on General Purpose on the East African Community Annual Report for the Period 2015/2016
- iv) Report of the Committee on Account on the East African Community Audited Accounts for the Financial Year ended 30th June,2017
- v) Report of the East African Legislative Assembly Committee on General Purpose on the East African Community supplementary appropriation Bill,2019

- vi) The East African Community supplementary appropriation Bill, 2019
- vii) Report on the capacity building workshop for members of the Committee on Communication, Trade and Investment in the area of Trade and Trade related matters in the EAC, February 2019
- viii) Report of the 4th EALA on the sensitization activity held in the EAC partner States, 1-6 February 2019.
- ix) The EAC Annual Report 2017
- x) Report of the East African Community Council of Ministers to the East African Legislative Assembly on progress made by the Community in the development of its common foreign and security policies.
- xi) Report of the Committee on Communication, Trade and Investment on the status of implementation of the Single Customs territory in the EAC Partner States – 18th -23rd November 2018
- xii) Report of the EALA Committee on Accounts on the oversight activity to the Lake Victoria Basin Commission (LVBC) to assess the status of implementation of the Assembly recommendations on the EAC Audited accounts.
- xiii) Report of the Committee on General Purpose on the oversight Activity to assess the level of preparedness of partner states in the management of Ebola and Dengue Fever Epidemics.
- xiv) Report of the Committee on General Purpose on the petition from the East Africa Civil Society Organizations forum on matters of crucial importance to the community.
- xv) Report of the Committee on Regional Affairs and Conflict Resolution of the oversight activity on the proliferation of small arms and light weapons in the East Africa Region.
- xvi) Report of the EALA Committee on Agriculture, Tourism and Natural Resource on the oversight activity on the performance of the tourism sector in the region.

3.4. THE IMPACT OF THE EALA REPORTS

14. The following is the impact of EALA Reports:

A. Report of the EALA Committee on Accounts on the oversight activity to the Lake Victoria Basin Commission (LVBC) to assess the status of implementation of the Assembly recommendations on the EAC Audited accounts.

The LVBC is established as a specialized institution of the EAC established in line with Article 114 (2) (b)(vi) of the Treaty Establishing the East African Community, and the Protocol for Sustainable Development of the Lake Victoria Basin (2003

The EALA Committee undertook an oversight activity to the Lake Victoria Basin Commission (LVBC) from 5th to 8th September 2019 to assess the status of implementation of the East African legislative Assembly's recommendations on the EAC Audited Accounts.

Recommendation

15. The Committee recommended that:

- i) To address issues of funding, the LVBC should explore alternative funding mechanisms including partnerships with the private sector to ensure resource mobilization and attract funding for its activities.
- ii) To improve coordination of environmental protection and sustainability, Partner states are encouraged to support the Assent to the Forestation Conservation and Management Bill, 2015 and the proposed lake Victoria Basin Commission Bill, 2019 be fast tracked.
- iii) For continued environmental sustainability, the Committee urges the LVBC to involve all stakeholders including local populations, church-based organizations, non-governmental organizations, the civil society and local political leaders to help galvanize support for its activities.

B. Report of the Committee on General Purpose on the oversight Activity to assess the level of preparedness of partner states in the management of Ebola and Dengue Fever Epidemics

Pursuant to the provisions of Article 117 of the Treaty for the Establishment of the East African Community, Partner States made a commitment to co-operate in, among others, health activities.

The EALA Committee on General Purpose in exercise of its oversight mandate visited the Republics of Rwanda and Uganda from 13th to 15th September, 2019 to assess the level of preparedness of EAC partner States in the management of Ebola Epidemic

Recommendation

16. The Committee recommended that:

- i) The EAC secretariat and Partner States Ministries of Health are encouraged to develop a policy for collaboration and response to epidemics and spread of communicable diseases.
- ii) In order to enhance regional preparedness for addressing spread of communicable diseases, centres of excellence for the development of vaccines and storage of emergence response commodities should be constructed in all partner States.
- iii) That the Council of Ministers fast tracks the development of the Regional Policy on Management of Communicable Diseases

C. Report of the Committee on General Purpose on the petition from East Africa Civil Society Organizations forum on matters of crucial importance to the community

- i. East African Civil Society Organizations Forum (EASCOF) plays a watchdog role in the EAC region by following up on the various stakeholders' performance as outlined in the Treaty and carries out development roles in collaboration with Partner States and Development partners for the benefit of the people of East Africa.
- ii. The petition was premised on non-compliance with Treaty provisions by partner States who have not met their financial obligations to the community thus adversely affecting the operations of the EAC Secretariat Projects and programmes. Most of the Partner States had not paid their dues for FY 2018/2019 and by first quarter of FY 2019/20.
- iii. The petition had sought the intervention of the Council of Ministers to invoke relevant Treaty provisions and name the Partner States who have not paid their dues to the Community and commend those who had complied with the Treaty provisions.

Recommendation

17. The Committee recommended that:

The Council of Ministers urgently address the issue of Non-remittance of funds by the Republic of South Sudan. The EAC Council of Ministers could consider invoking Article 143 or 146 to impose sanctions against the Republic of South Sudan if no payment to the Community is received from the Partner State and put for adoption before the next EAC Heads of State Summit.

D. Report of the Committee on Regional Affairs and Conflict resolution of the oversight activity on the proliferation of small arms and light weapons in the East Africa Region

- i. In March 2019, the Regional Affairs and Conflict Resolution (RACR) Committee analyzed the Council of Minister's report on the progress made by the EAC on the development of its common foreign and security policies. The Committee Report was thereafter discussed and adopted by EALA.
- ii. The objective of the activity was to make recommendations to the Assembly for consideration by the Council of Ministers on measures to be undertaken to effectively address the challenge of SALW in order to ensure lasting peace in the EAC region.
- iii. The RACR Committee report had highlighted many serious security challenges facing the East African region such as the persistent issues of illicit Arms trafficking, misuse of Small Arms and Light Weapon (SALW), Terrorism and other transnational organized crimes. Consequently, RACR Committee resolved to undertake a comprehensive activity to assess the prevalence of the proliferation of SALW and its effects on security as well as the impact of the control of SALW.

Recommendation

18. The Committee recommended that:

The Council of Ministers and the East African Legislative Assembly (EALA) to formulate a regional law for the control of small arms and light weapons.

E. Report of the EALA Committee on Agriculture, Tourism and Natural Resource on the oversight activity on the performance of the tourism sector in the region

- i. Pursuant to Article 115 of the Treaty for the Establishment of the East African Community (EAC), Partner States undertook to develop a collective and coordinated approach to the promotion and marketing of quality tourism into and within the EAC
- ii. It is in line with this mandate that the Committee undertook an oversight activity to assess the development and challenges facing the tourism sector in the EAC and the level of cooperation among the partner States. The activity was undertaken from 9th – 12th September, 2019.

Recommendation

19. The Committee recommended that:

The Council of Ministers to fast track the conclusion of the EAC Protocol on Tourism and Wildlife Management in order to provide an overarching framework for managing the tourism sector in the East African Community.

3.5 PROTOCOLS

20. The Committee considered and ratified the following protocols:

- i) Protocol on Cooperation of Meteorological Services - The protocol is awaiting ratification by other partner states for it to come into force.
- ii) The East Africa Community Protocol on Information Communication Technology - The protocol is awaiting ratification by other partner states for it to come into force.
- iii) The Memorandum on the Ratification of the Amendment to Article 24(2) of the Protocol on the Establishment of the East African Community Customs Union. The Committee has approved and tabled a Report on the Ratification of the Amendment to Article 24(2) of the East African Community Customs Union.

3.6. Impact of the Ratification of the amended Article 24(2)(a) of the Protocol on the establishment of the East African Community Customs Union

- i) The Ratification will allow for the operationalization of the Trade Remedies Committee that shall provide the EAC Partner States with a platform to handle matters pertaining to Rules of Origin, anti-dumping measures, subsidies and countervailing measures and safeguard measures within the EAC Customs Union.
- ii) The Kenya National Assembly Committee on Regional Integration is the only Partner State Parliamentary Committee responsible for oversight of East African Community affairs that that has ratified the Protocol.

3.7 EALA RESOLUTIONS

21. The Committee has considered the following EALA Resolutions;

- i) A resolution of the Assembly Congratulating the republic of South Sudan for the signing of the Peace Accord and to call upon the signatories to respect the Peace Agreement and expedite the realization of total peace and stability in South Sudan.
- ii) Resolution of the Assembly to condole with the government and people of the united Republic of Tanzania upon the deadly ferry accident in Lake Victoria on Thursday 20th September, 2018.
- iii) Resolution of the Assembly Urging Partner states to adopt, apply and Implement measures facilitating the movement of Persons and labour within the Community.
- iv) Resolution of the Assembly urging the Council of Ministers and Partner States to conserve Forests and promote policies that make the Community a green region.

3.8 OVERSIGHT

- 22. Oversight of State organs is amongst the roles assigned to the National Assembly under Art 95 of the Constitution. In fulfillment of this role, the Committee considered the following business;

3.9 INSPECTION VISITS TO THE ONE-STOP BORDER POSTS (OSBP)

- 23. The OSBP concept refers to the legal and institutional framework, facilities, and associated procedures that enable goods, people, and vehicles to stop in a single facility in which they undergo necessary controls following applicable regional and national laws to exit one state and enter the adjoining state.
- 24. The Committee, during the period under review, conducted inspections of the Malaba, Busia and Isebania One Stop border Posts to assess the Covid -19 preparedness, the impact and response by the Border agencies.

25. The objectives of the Inspection visits were:

- i. Assess the pandemic response at the One Stop Border Posts and the effectiveness of the border agencies in prevention and sensitization on Covid-19
- ii. Assess the impacts of Covid 19 on the cross border movement of people goods and services
- iii. Assess the effects of the pandemic on the integration process among the border communities..

4.0 Impact of the Inspection visits to the OSBP

- i) The action and the intervention by the Committee helped in the reduction of queues at the Malaba and Busia OSBP resulting in increased revenue yield and enhanced integration.

4.1 INSPECTION VISIT TO THE SEMI-AUTONOMOUS INSTITUTIONS/ORGANS OF THE EAST AFRICAN COMMUNITY

26. The Committee, during the period conducted an inspection visit to the following Semi-Autonomous Institutions of the East African Community;

- i) The EAC Secretariat in Arusha, Tanzania
- ii) East African Competition Authority in Arusha, Tanzania
- iii) East African Court of Justice (EACJ)
- iv) East African Business Council (EABC)
- v) East African Kiswahili Commission in Zanzibar, Tanzania
- vi) Lake Victoria Fisheries Organisation in Jinja, Uganda
- vii) The Inter University Council for East Africa in Kampala, Uganda
- viii) East African Development Bank in Kampala, Uganda
- ix) Civil Aviation Safety and Security Oversight Agency (CASSOA) in Entebbe,
- x) East African Science & Technology Commission in Kigali, Rwanda.

4.2 Impact of the Inspection visits to the Semi- autonomous Institutions/Organs of the East African Community.

27. The Committee is due to table the Report of the inspection visit and has made the following recommendations that will impact on the integration process.

- i) In order to address the challenges associated with delayed financing, the council of ministers is encouraged to creatively explore alternative financing mechanisms including the establishment of a levy on imports to the EAC region, or exports out of the region. The founding partner states could also consider paying contributions due for South Sudan and Burundi on the BIG Brother basis, and review the EAC treaty to allow partner states contributions to be based on ability to pay and retention of veto power by the highest paying partner states.
- ii) The Council of Ministers to consider and increase the budgets of all institutions/organs of the East African Community.
- iii) The Council of Ministers to fastrack the finalization of the amendment of the EAC Elimination of Non-Tariff Barriers Act, 2017 and its Regulations.
- iv) The Government through the Ministry of East African and Regional Development to formally request the Summit Heads of State to host the East African Court of Justice (EACJ) on the basis of equality in the location of Institutions/Organs of the East African Community.
- v) The Council of Ministers should fastrack the EACJ Bill and giving financial Autonomy to the judicial arm of the East African Community.
- vi) The EACJ is urged to partner with Member states court registries and Partner States National Assemblies to popularize the activities of the Court.
- vii) There is need to review the current EAC treaty and initiate mechanisms of mobilizing funds at regional level to inspire regional ownership of EAC projects and programmes.
- viii) The EACJ is urged to partner with Member states court registries and Partner States National Assemblies to popularize the activities of the Court.
- ix) There is need to review the current EAC treaty and initiate mechanisms of mobilizing funds at regional level to inspire regional ownership of EAC projects and programmes.
- x) The Council of Ministers is urged to urgently complete the ongoing staff recruitment process and allow appropriate staffing in all EAC institutions and organs.

- xi) Direct all partner States that do not have National Kiswahili Councils and the national Kiswahili policies to establish those Councils and policies.
- xii) The EAC implements a number of attractive programmes in the promotion of Kiswahili, and should therefore find a way to work with private sector and international organizations such as publishers and the media to identify alternative financing arrangements for their programmes.
- xiii) To address challenges related to the business environment, the committee urges the EABC to facilitate a meeting of all Partner States Parliamentary Committees responsible for oversight of regional integration to address the challenges faced by the community for consideration by the summit.
- xiv) The Council of Ministers is encouraged to fast track the process of amending the Protocol establishing EASTECO to allow for efficiency in staff operations.
- xv) The committee advises other EAC institutions to work closely with the private sector actors and identify areas of mutual interest for popularization of activities as demonstrated by the EADB.
- xvi) The Committee urges the Inter University Council to enforce the IUCEA Act and ensure students who fail in core competencies do not graduate. Further, the IUCEA, in collaboration with National Commissions and Councils, should urgently develop a regional harmonized examination system.
- xvii) The Council of Ministers is encouraged to consider and pass the Lake Victoria Basin Commission Bill, 2019.
- xviii) The Council of Ministers to Come up with a policy that binds EAC Partner States to embrace and accept fully the local currencies of Member State Countries.

4.3. Committee's Uncompleted, Pending and Lapsed Business

28. The following business is pending before the Committee;

1. Report of the EALA Committee on accounts in assessing the status of implementation of the Assembly's recommendations on audited accounts of selected EAC institutions for the financial year ended 30th June 2017 and 2018

2. Report of the EALA Committee on Legal, Rules and Privileges of the oversight activity regarding compliance with the EAC Protocols and Laws by EAC Institutions {phase two)
3. Report of the EALA Committee on General Purpose on the oversight activity to assess the impact of Covid - 19 pandemic on women in cross border trade in the EAC, 25th -28th February, 2021.
4. Report of the Committee on General Purpose on-Re-consideration of the EAC Appropriation Bill, 2020.
5. The East African Legislative Assembly Supplementary Appropriation (No. 2) Bill, 2020

4.4. Lapsed Business

29. The following business has lapsed and requires reintroduction to the House.
 - i) The Report on the Ratification of the Amendment to Article 24(2) of the Protocol on the Establishment of the East African Community Customs Union was tabled on the Floor of the House on 8th July, 2021.
 - ii) The Motion has lapsed and requires reintroduction for debate
 - iii) The 13th Parliament Select Committee on Regional Integration to take up the matter for debate and approval.

5.0. Challenges and Opportunities

- i) Following the declaration of the as Covid-19 pandemic on 11th March, 2020 by the World Health Organisation as a health pandemic the traditional method of holding Committee meetings at the usual venue to which all Members are invited was rendered either impracticable or impossible due to the protocols put in place by the Ministry of Health and the subsequent measures on social distancing. The Committee has however been able to conduct its business under the strict Covid-19 regulations.
- ii) All Committee conferences, field visits and retreats were suspended and meetings confined to the precincts of Parliament. This has adversely affected discharge of the oversight mandate of the Committee.
- iii) Limited approved venues for holding Committee meetings leading to rescheduling or delay in starting of meetings.

6.0 Recommendations

The Committee recommends the following;

- i) The Successor Committee of Regional integration in the 13th Parliament to undertake visit once in every session to the Partner States Parliamentary Committees responsible for the oversight of Regional integration and the semi-autonomous institutions/organs of the East African Community for the achievement of the integration agenda.
- ii) The Successor Committee undertakes a consultative visit to the newest Member of the Community, the Democratic Republic of Congo (DRC) to assess the progress made by the Member State towards compliance with the key laws and other operative requirements for the promotion of the East African regional integration agenda.

Signed.....



.....Date.....

8/6/2022

Hon. (Capt) Ruweida Mohamed, MP
Chairperson

Select Committee on Regional Integration

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| THE NATIONAL ASSEMBLY | |
| DATE: 08 JUN 2022 | |
| TABLED BY: | |
| CLERK-AT-THE-TABLE: 23 | |