



Republic of Kenya



The Prime Minister

Ref: PMO/CIRC(A)/097/02

June 22 2009

The Vice President and Minister for Home Affairs,
All Ministers,
The Attorney General,
All Permanent Secretaries/Accounting Officers.

APPOINTMENT IN STATE CORPORATIONS.

In the recent past, appointment of Chairmen, Board Members and Chief Executive Officers of State Corporations has been a source of disquiet in some sections of our society. Further to the recent circular issued by the Office of the President, it should be understood that Sections 5(3), 6 of the State Corporations Act Cap. 446 as well as enabling legislations establishing a number of State Corporations, unless specified otherwise, mandates responsible ministers to make these appointments.

In order to promote good corporate governance and national cohesion, Ministers are reminded that they must observe the tenets of competence, integrity, regional and gender balance as stipulated in the relevant Government Circulars. Adequate professional representation of relevant institutions must also be ensured. Permanent Secretaries in their advisory capacity must draw the Ministers' attention to the guidelines governing these appointments. However, I wish to reiterate that responsibility for making appointments lie with the Ministers as provided for by our laws and are ultimately accountable.

Finally, taking into cognizance the role that my office plays in the supervision and coordination of government affairs, it is important that my office be informed of all impending appointments, as this will further streamline management of state corporations.

RT. HON. RAILA A. ODINGA, EGH, MP.