

Approved for tabling.

✓ SNA
14/6/17

REPUBLIC OF KENYA



✓ Paper laid by
Finance
14 JUN 2017
P.O. Box 41842-00100, NAIROBI

THE NATIONAL ASSEMBLY

ELEVENTH PARLIAMENT – FIFTH SESSION

DEPARTMENTAL COMMITTEE ON FINANCE, PLANNING & TRADE

REPORT ON THE VETTING FOR APPROVAL OF MR. SAITOTI KIMEREI MAIKA,
NOMINEE FOR APPOINTMENT AS THE DIRECTOR – GENERAL OF THE
FINANCIAL REPORTING CENTRE

DIRECTORATE OF COMMITTEE SERVICES,
CLERKS CHAMBERS,
PARLIAMENT BUILDINGS,
NAIROBI

JUNE 2017

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ABBREVIATIONS

ACAMS	-	Association of Certified Anti-Money Laundering Specialist
AMLAB	-	Anti-Money Laundering Advisory Board
CID	-	Directorate of Criminal Investigations
CRA	-	Commission on Revenue Authority
DC	-	District of Colombia
EACC	-	Ethics and Anti-Corruption Commission
FRC	-	Financial Reporting Centre
HELB	-	Higher Education Loans Board
IFPRI	-	International Food Policy Research Institute
KIPPRA	-	Kenya Institute for Public Policy Research and Analysis
KRA	-	Kenya Revenue Authority
POCAMLA	-	Proceeds of Crime and Anti-Money Laundering Act
ESAAMLG	-	Eastern and Southern Africa Anti-Money Laundering Group

CHAIRPERSON'S FOREWORD

On Tuesday 6th June 2017 the Speaker of the National Assembly conveyed a message from the Cabinet Secretary for the National Treasury regarding the nomination of **Mr. Saitoti Kimerei Maika** as the Director-General of the Financial Reporting Centre pursuant to Section 25 of the Proceeds of Crime and Anti-Money Laundering Act, 2009 and Standing Order 216(5)(f). In furtherance of the provisions of Article 118 of the Constitution and sections (3) and (5) of the Parliamentary Appointments (Parliamentary Approval) Act, 2011, the Speaker referred the credentials of the nominee to the Departmental Committee on Finance, Planning & Trade for vetting

The nominee was vetted on 13th June 2017 based on the criteria set in the Public Appointments (Parliamentary Approval) Act 2011, Leadership and Integrity Act 2012 as well as the Constitution of Kenya 2010 and other relevant provisions of the law

After vetting, the **Mr. Saitoti Kimerei Maika** was found qualified and suitable to serve as the Director-General of the Financial Reporting Centre.

The Committee appreciates the assistance provided by the Office of the Speaker and the Clerk of the National Assembly that enabled it to discharge its mandate during the approval hearings. I further wish to express my appreciation to the Honourable Members of the Committee who dedicated their time to participate in the activities of the Committee and preparation of this Report

It is therefore my pleasant duty and privilege, on behalf of the Departmental Committee on Finance, Planning & Trade, to table the Report on the vetting of the nominee for appointment as the Director-General of the Financial Reporting Centre for consideration and adoption by the House in accordance with the provisions of Section 25 of the Proceeds of Crime and Anti-Money Laundering Act, 2009.

Hon. Benjamin Langat, CBS, MP

EXECUTIVE SUMMARY

This report contains the Committee's proceedings of the approval hearings of **Mr. Saitoti Kimere** **Maika** for appointment as the Director-General of the Financial Reporting Centre. **Mr. Maika** had been nominated by the Cabinet Secretary pursuant to the provisions of Section 25 of the Proceeds of Crime and Anti-Money Laundering Act, 2009 and the same communicated to the Speaker of the National Assembly vide his letter dated 30th May 2017. The Speaker on 6th May 2017 pursuant to sections (3) and (5) of the Parliamentary Appointments (Parliamentary Approval) Act, 2011 and Standing Order 216(5)(f) referred the name of the nominee and his curriculum vitae to the Departmental Committee on Finance, Planning & Trade for vetting.

On Tuesday 13th June 2017, the Committee vetted the nominee based on the criteria set out in Section 25 of the Proceeds of Crime and Anti-Money Laundering Act of 2009 and the Public Appointments (Parliamentary Approval) Act of 2011. During the approval hearings, the Committee observed that the nominee had been cleared for appointment as the Director General Financial Reporting Centre by the KRA, CID, EACC, & HELB. The Committee further noted that due process was followed in the recruitment that began with advertisement in the local dailies, long listing, shorting listing, interviewing and nomination of the best applicant for appointment.

On his suitability for appointment, the Committee found Mr. Maika suitable and qualified to serve as the Director-General of the Financial Reporting Centre having in depth knowledge of Kenya's and international Anti-Money Laundering and Combating the Financing of Terrorism (AML/CFT) legal, regulatory and compliance frameworks. He had also met all the qualifications provided in Section 25 of the Proceeds of Crime Anti-Money Laundering Act of 2009.

1.1 MANDATE OF THE COMMITTEE

The Committee on Finance, planning & Trade is one of the Departmental Committees of the National Assembly established under Standing Order 216 and mandated:

- (a) to investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned ministries and departments;
- (b) to study the programme and policy objectives of ministries and departments and the effectiveness of the implementation;
- (c) to study and review all legislation referred to it;
- (d) to study, assess and analyse the relative success of the ministries and departments as measured by the results obtained as compared with their stated objectives;
- (e) to investigate and inquire into all matters relating to the assigned ministries and departments as they may deem necessary and as may be referred to them by the House;
- (f) to vet and report on all appointments where the Constitution or any law requires the National Assembly to approve, except those under Standing Order 204 (*Committee on Appointments*); and**
- (g) make reports and recommendations to the House as often as possible, including recommendation of proposed legislation.

The Committee is mandated to consider subject matters relating to public finance, monetary policies, public debt, financial institutions, investment and divestiture policies, pricing policies, banking, insurance, population, revenue policies, planning, national development, trade, tourism promotion and management, commerce and industry (growth of the industries in Kenya especially the small businesses).

1.2 COMMITTEE MEMBERSHIP

Chairman	The Hon. Benjamin Langat, MP
Vice Chairman	The Hon Nelson Gaichuhie, MP
	The Hon Dr. Oburu Oginga, MP
	The Hon. Jimmy Nuru Angwenyi, MP
	The Hon Eng Shadrack Manga, MP
	The Hon. Ahmed Shakeel Shabbir Ahmed, MP
	The Hon. Alfred W. Sambu, MP
	The Hon Sammy Koech, MP
	The Hon Sammy Mwaita, MP
	The Hon Tiras N Ngahu, MP
	The Hon Abdul Rahim Dawood, MP
	The Hon Abdullswamad Sheriff, MP
	The Hon. Anyanga Andrew Toboso, MP
	The Hon Daniel E. Nanok, MP
	The Hon. Dennis Waweru, MP
	The Hon. Hezron Awiti Bolo, MP
	The Hon. Joash Olum, MP
	The Hon Jones M Mlolwa, MP
	The Hon Joseph Limo, MP
	The Hon Kirwa Stephen Bitok, MP
	The Hon. Lati Lelelit, MP
	The Hon Mary Emase, MP
	The Hon Ogendo Rose Nyamunga, MP
	The Hon Patrick Makau King'ola, MP
	The Hon Ronald Tonui, MP
	The Hon Sakaja Johnson, MP
	The Hon. Sakwa John Bunyasi, MP
	The Hon Sumra Irshadali, MP

1.3 COMMITTEE SECRETARIAT

First Clerk Assistant	-	Evans Oanda
Third Clerk Assistant	-	Nicodemus Maluki
Third Clerk Assistant	-	Fredrick Otieno
Legal Counsel II	-	Emma Esendi
Research Officer III	-	Sharon Rotino

1.4 RECOMMENDATION

The National Assembly approves the nomination of **Mr. Saitoti Kimerci Maika** for appointment by the Cabinet Secretary for the National Treasury as the Director-General of the Financial Reporting Centre pursuant to the provisions of Section 25 of the Proceeds of Crime and Anti-Money Laundering Act of 2009.

2.0 BACKGROUND INFORMATION

2.1 Legal provisions

The Financial Reporting Centre (FRC) is a Government institution created by the Proceeds of Crime and Anti-Money Laundering Act (POCAML) 2009, with the principal objective being to assist in the identification of the proceeds of crime and the combating of money laundering.

Section 25: Appointment of Director-General and Deputy Director General-General

- 1 There shall be a Director-General and a Deputy Director-General of the Centre
- 2 The Director-General and the Deputy Director-General shall be fit, competent and proper persons recommended by the Board and approved by the National Assembly for appointment to their respective positions
- 3 On approval of a person by the National Assembly under subsection (2), the Cabinet Secretary shall appoint that person to the office in respect of which the approval was given.
- 4 A person shall not be appointed as a Director or Deputy Director unless that person—
 - a holds a degree in law, *public administration, management, International Relations, economics or finance* from a recognized institution,
 - b *has at least ten years work experience in the relevant field at least three shall be in senior management, and*
 - c meets such other requirements that may be prescribed by the Board
- 5 The persons appointed as the Director-General and the Deputy Director-General shall hold office—
 - a for a term of four years and three years, respectively, subject to renewal for one further term of four years and three years, respectively; and
 - b on such terms and conditions as may be determined by the *Cabinet Secretary in Consultation with the Board* and set out in the instrument of appointment which shall include specific and measurable performance targets.

6. The provisions of subsection (3) shall apply to the renewal of an appointment under subsection (5)(a).

Section 28: Responsibilities of the Director-General

1. The Director-General shall be the Chief Executive Officer of the Centre and shall be responsible for its direction and management.
2. Without prejudice to the generality of subsection (1), the Director-General as the Chief Executive Officer shall be responsible for—
 - a. the formation and development of an efficient and performance driven administration;
 - b. control and maintenance of discipline of staff; and
 - c. taking all decisions of the Centre in the exercise, discharge and performance of the Centre's objectives, powers, functions and duties

2.2 Recruitment of Mr. Saitoti Kimerei Maika

Pursuant to the provisions of Section 25 of the Proceeds of Crime and Anti-Money Laundering Act of 2009, the nominee for appointment as the Director-General of the Financial Reporting Centre was duly recruited as follows:

1. On 23rd March 2017, the Anti-Money Laundering Advisory Board (AMLAB) resolved to advertise for the position of the Director-General of the Financial Reporting Centre.
2. On 28th March 2017, advertisement for the position were placed in four main dailies and also uploaded in the FRC's website.
3. On 10th April 2017, the Human Resource Department of the Board shortlisted eleven of the sixty six applicants.
4. Background checks of the shortlisted applicants were done.
5. On 18th April 2017, the AMLAB approved nine applicants who had been shortlisted and confirmed appearance for interview. The AMLAB also approved the assessment tool to be used in the interview.
6. On 20th and 21st April 2017, interviews were conducted by the AMLAB members.

- 7 Mr. Saitoti Kimerei Maika emerged top in the interview with a score of 79.1%.
- 8 On 30th May 2017, the Cabinet Secretary nominated Mr Saitoti Kimerei Maika as the Director-General for the Financial Reporting Centre and forwarded his name to the National Assembly for approval

2.3 Communication from the Speaker

Through his letter dated 30th May 2017, the Cabinet Secretary communicated to the Speaker of the National Assembly the nomination of Mr Saitoti Kimerei Maika as the Director-General of the Financial Reporting Centre pursuant to Section 25 of the Proceeds of Crime and Anti-Money Laundering Act of 2009. On Tuesday 6th June 2017 the Speaker referred the name of the nominee and his curriculum vitae to the Departmental Committee on Finance, Planning & Trade to conduct approval hearings. He urged the Committee to present its report to the House by the morning of 14th June 2017 for debate.

2.4 Committee proceedings

During the approval hearings, the Committee held two meetings.

2.5 Notification to public and submission of memoranda

On Friday 8th June 2017, through the Print Media, the Clerk of the National Assembly notified the general public of Committee's vetting programme and requested for memoranda by way of written statement on oath (**sworn affidavit**) regarding the nominees' suitability to serve or otherwise. By the time of vetting on Tuesday 13th June 2017, the Committee had not received any memorandum.

Section 6(9) of the Public Appointments (Parliamentary Approval) Act (No 33 of 2011) provides that "*any person may, prior to the approval hearing and by a written statement on oath, provide the Clerk with evidence contesting the suitability of a candidate to hold the office to which the candidate has been nominated*".

2.6 Clearance requirements

On 7th June 2017, the Clerk of the National Assembly wrote to the nominee informing him of his nomination for the position of the Director-General of the Financial Reporting Centre and requested him to appear for vetting by the Departmental Committee on Finance, Planning & Trade.

on Tuesday 13th June 2017. He further requested the nominee to bring with him the clearance certificates from the Ethics and Anti-Corruption Commission (EACC); Kenya Revenue Authority (KRA), Higher Education Loans Board (HELB), and the Criminal Investigation Department (CID)

On the same date, the Clerk of the National Assembly wrote to the KRA, HELB, EACC, and CID requesting for tax compliance, loan repayments, integrity and criminal record status respectively of the nominee. By the time of vetting and compiling this report, none of these agencies had objected to the appointment of the nominee.

3.0 APPROVAL HEARINGS

The nominee appeared before the Committee on Tuesday 13th June 2017 for approval hearings. During the vetting, the Committee was guided by the Constitution, the Proceeds of Crime and Anti-Money Laundering Act of 2009, Public Appointments (Parliamentary Approval) Act, Standing Orders and other relevant statutes. Specifically, the nominee was examined on the following criteria as set out in the Public Appointments (Parliamentary Approval) Act No 33 of 2011:-

- Academic qualifications
- Employment record (whether the nominee had ten years in the relevant field , three of which being in senior management)
- Professional affiliations
- Potential conflict of interest
- Knowledge of the relevant subject
- Integrity
- Vision and leadership
- Expectations and key priorities

(a) Self-introduction and Educational Background

Mr. Saitoti informed the Committee that he is a Kenyan citizen born on 7th January 1970 in Kajiado County. He holds a Bachelor of Arts in International Relations and Diplomacy from Technical University of Kenya and a diploma in security and strategic studies from the University of Nairobi. He has also attended many security conferences/trainings regarding anti money laundering.

(b) Employment record

The nominee informed the Committee that he has worked for the Public Service for the last 26 years in the following capacities:

- Currently Senior Advisor to the Cabinet Secretary, Ministry of Interior and Coordination of National Government. He is on Secondment from the NIS as a Principle Intelligence officer (Level 12)
- October 2013 to February 2015. Head of Intelligence & Policy Development, Financial Reporting Centre
- September 2009 to September 2013. Deputy Head of Counter Organized Crime Department, National Intelligence Service

- July 2006 to August 2009 Head of Europe & America Region, National Security Intelligence Service
- July 2004 to June 2006: Head of Counter Organized Crime Unit, National Security Intelligence Service
- July 2002 to June 2004 Head of Counter Narcotics Unit, National Security Intelligence Service
- July 1999 to June 2002: Senior Intelligence Analyst, National Security Intelligence Service
- August 1996 to June 1999 Senior Liaison Officer, Office of the President, Liaison Department (seconded from DOD)
- August 1990 to July 1996 Lieutenant/ Captain, Operations Officer, Kenya Army, Department of Defence

(c) Publications

Mr Saitoti informed the Committee that he has co-authored a paper on

Republic of Zambia Anti - Money Laundering / Combating the Financing of Terrorism Mutual Evaluation / Assessment Report (2008) commissioned by the Eastern and Southern Africa Anti – Money Laundering Group (ESAAMLG) Co-authored with 3 other assessors

(d) Nomination process

Mr Saitoti informed the Committee that he saw the advertisement, applied, got interviewed and his name was forwarded for approval

(e) Functions of Financial Reporting Centre.

The nominee informed the Committee that all the financial institutions are legally obligated to report suspicious transactions to the Financial Reporting Centre. The FRC then gathers relevant information on the suspicion from competent government agencies (CID or EACC) and finally forwarded to the relevant prosecuting agencies for prosecution

(f) Working relationship of the FRC with the Anti Fraud Department of CBK

Mr. Saitoti informed the Committee that the prudential guidelines require that the CBK only report to FRC on issues related to money laundering. However, CBK is mandated to supervise Banks.

(g) On Professional Association/ Memberships,

Mr Saitoti informed the Committee that he is a Member of the Association of Certified Anti Money Laundering Specialists (ACAMS) Membership No 1000194040

(h) Clearance requirements.

Mr Saitoti confirmed to the Committee that he had no integrity issues, had no criminal records, had complied with his tax obligations, and had fully paid his HELB loan.

(i) Structure of FRC

Mr. Saitoti confirmed to the Committee that the FRC is domiciled within the National Treasury NAMLAB is the administrative body and is required to report to the National Assembly annually

(j) Relationship of FRC with the insurance companies

Mr Saitoti confirmed to the Committee that just like banks, insurance companies are also obligated to report to the FRC.

(k) Conveyance of cash

Mr Saitoti confirmed to the Committee that cashing more than a million shillings would generate a suspicious transaction. However, looking at the nature of our economy, a million may not be much especially when the concept of Know Your Customer is implemented correctly

(l) On charity / Pro - Bono

Mr Saitoti confirmed to the Committee that he has on various occasions helped but cannot quantify it

4.0 COMMITTEE OBSERVATIONS

The Committee having considered the curriculum vitae and heard oral submissions during the vetting exercise/interview, made the following observations:-

4.1 Nomination process

Mr. Saitoti was duly nominated fairly and competitively for appointment as the Director-General of the Financial Reporting Centre pursuant to Section 25 of the Proceeds of Crime and Anti-Money Laundering Act of 2009. Advertisement was made, shortlisting, interviews done and the best applicant nominated for the position. The average score for all the nominees are itemized in the table below:

NO.	NAME	AVERAGE SCORE (%)
1.	Saitoti Kimerei	79.1
2.	Andrew Tanui	72.0
3.	James Manyonge	71.5
4.	Lucas Meso	65.2
5.	Isaiah Nyaga	59.3
6.	Andrew Ogombe	55.7
7.	Jimmy Mwithi	52.9
8.	John Onyango	Did not attend the interview
9.	Mercy Buku	Not interviewed as she did not present all the required documents to the panel
10.	Louise Kabucho	Not interviewed as she did not have all the required documents
11.	Christine Ondimu	Did not attend the interview

4.2 Memoranda from the public

As at the time of compiling this report, the Committee had not received any memoranda from the public on the suitability or otherwise of the nominee to serve as the Director-General of the Financial Reporting Centre.

4.3 Clearance requirements

As at the time of compiling this report, none of the clearing offices (CID, KRA, HELB, EACC & CRA) had raised objections for appointment of the nominee.

4.4 Educational qualifications and work experience

The nominee holds a Bachelor of Arts degree in International Relations and Diplomacy from Technical University of Kenya (Dec 2015) and a diploma in security and strategic studies from the University of Nairobi (Dec 2010)

He has a wealth of experience in security matters related to organized crimes having worked in the following capacities:

- Headed the Intelligence and Policy development in the Financial Reporting Centre between October 2013 and February 2015.
- He was the national Intelligence Service (NIS) representative to the National Task Force on Anti-Money Laundering and Combating the Financing of Terrorism between 2009 and 2013
- Between 2006 and 2009, he was NSIS representative to the National Task Force on Anti-Money Laundering and Combating the Financing of Terrorism.
- In November 2016, he consulted on COMESA baseline study on Inter-Agency information sharing frameworks for purposes of combating money laundering and other financial related organized crimes in 2016,
- In August 2016, he participated in the ESAAMLG Typology project on “Laundering of proceeds of cigarettes smuggling in the ESAAMLG region
- In August 2015, he participated in ESAAMLG Typology project on “Poaching and illegal trading in wildlife and wildlife products, and associated money laundering in the ESAAMLG region”.

He therefore meets the educational and work experience requirements set out in section 25 of the POCAMLA of 2009

4.5 General observations

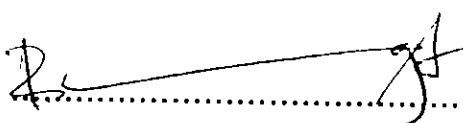
- i) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution that deals with conduct of state officers and neither has he been adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry
- ii) He has never participated in any charity or pro-Bono

- iii) He is a Kenyan Citizen born on 7th January 1970 in Kajiado County.
- iv) On qualification for appointment as the Director-General of the Financial Reporting Centre, the Committee found the nominee suitable and qualified. He meets the appointment requirements provided for in Section 25 of the proceeds of Crime and Anti-Money Laundering Act of 2009

5.0 COMMITTEE RECOMMENDATION

Having conducted approval hearings for the nominee pursuant to Articles 118 of the Constitution, the Proceeds of Crime and Anti-Money Laundering Act of 2009, Public Appointments (Parliamentary Approval) Act, and the Standing Orders the Committee recommends that:

The National Assembly approves the nomination of Mr. Saitoti Kimerei Maika as the Director-General of the Financial Reporting Centre pursuant to Section 25 of the Proceeds of Crime and Anti-Money Laundering Act of 2009.

Signed  Date 13th June 2017

(HON. BENJAMIN LANGAT, C.B.S, M.P)

**CHAIRPERSON, DEPARTMENTAL COMMITTEE ON FINANCE, PLANNING &
TRADE**

MINUTES OF THE 33RD SITTING OF THE DEPARTMENTAL COMMITTEE ON FINANCE, PLANNING & TRADE HELD ON TUESDAY 13TH JUNE, 2017 IN THE COMMITTEE ROOM, 4TH FLOOR, CONTINENTAL HOUSE AT 10.30AM

PRESENT

1. Hon. Benjamin Langat, MP - **Chairperson**
2. Hon. Nelson Gatchuhie, MP - **Vice-Chairperson**
3. Hon Jimmy Nuru Angwenyi, MP
4. Hon Daniel Epuyo Nanok, MP
5. Hon Joash Olum, MP
6. Hon. Ronald Tonui, MP
7. Hon. Patrick Makau King'ola, MP
8. Hon Tiras Ngahu, MP
9. Hon. Abdul Rahim Dawood ,MP
10. Hon Ogendo Rose Nyamunga, MP
11. Hon Dr. Oburu Oginga, MP

APOLOGIES

1. Hon. Eng. Shadrack Manga, MP
2. Hon Shakeel Shabbir, MP
3. Hon. Hezron Bolo Awiti,MP
4. Hon Abdullswamad Shariff, MP
5. Hon. Mary Emase, MP
6. Hon Anyanga Andrew Toboso, MP
7. Hon Jones Mlolwa, MP
8. Hon Joseph Limo, MP
9. Hon. Kirwa Stephen Bitok, MP
10. Hon Sakwa John Bunyasi, MP
11. Hon Alfred Sambu, MP
12. Hon Sammy Mwaita, MP
13. Hon. Dennis Waweru, MP
14. Hon. Sammy Koech, MP
15. Hon Sakaja Johnson, MP
16. Hon Sumra Irshadali, MP
17. Hon Lati Lelelit, MP

COMMITTEE SECRETARIAT

1. Mr Evans Oanda - First Clerk Assistant
2. Mr Nicodemus Maluki - Third Clerk Assistant
3. Mr Fredrick Otieno - Third Clerk Assistant

- | | | |
|------------------------|---|----------------|
| 4. Ms. Emma Essendi | - | Legal Counsel |
| 5. Mr. Collins Mahamba | - | Audio recorder |
| 6. Mr. Chacha Machage | - | Fiscal Analyst |

NOMINEE

Mr. Saitoti Maika - nominee for appointment as the DG of the FRC

MIN.NO. DCF/ 127/2017: PRELIMINARIES

The Chairperson called the meeting to order at 10 55am followed by a word of prayer from the Hon. Nelson Gaichuhie, MP. He further requested all present to make self- introduction. He then introduced the agenda of the day as “vetting of the nominee for appointment as the Director General of the Financial Reporting Centre”.

MIN.NO. DCF/128 /2017: VETTING OF MR. SAITOTI MAIKA

Mr. Saitoti appeared before the Committee for vetting and informed the Committee as follows under oath:

(a) Self-introduction and Educational Background

Mr. Saitoti informed the Committee that he is a Kenyan citizen born on 7th January 1970 in Kajiado County. He holds a Bachelor of Arts in International Relations and Diplomacy from Technical University of Kenya and a diploma in security and strategic studies from the University of Nairobi. He is He has also attended many security conferences/trainings regarding anti money laundering.

(b) Employment record

The nominee informed the Committee that he has worked for the Public Service for the last 26 years in the following capacities:

- Currently Senior Advisor to the Cabinet Secretary, Ministry of Interior and Coordination of National Government. He is on Secondment from the NIS as a Principle Intelligent officer (Level 12).
- October 2013 to February 2015: Head of Intelligence & Policy Development, Financial Reporting Centre
- September 2009 to September 2013: Deputy Head of Counter Organized Crime Department, National Intelligence Service
- July 2006 to August 2009: Head of Europe & America Region, National Security Intelligence Service

- July 2004 to June 2006: Head of Counter Organized Crime Unit, National Security Intelligence Service
- July 2002 to June 2004: Head of Counter Narcotics Unit, National Security Intelligence Service
- July 1999 to June 2002: Senior Intelligence Analyst, National Security Intelligence Service
- August 1996 to June 1999: Senior Liaison Officer, Office of the President, Liaison Department (seconded from DOD)
- August 1990 to July 1996: Lieutenant/ Captain, Operations Officer, Kenya Army, Department of Defence

(c) Publications

Mr. Saitoti informed the Committee that he has co-authored a paper on:

Republic of Zambia Anti - Money Laundering / Combating the Financing of Terrorism Mutual Evaluation / Assessment Report (2008) commissioned by the Eastern and Southern Africa Anti – Money Laundering Group (ESAAMLG). Co-authored with 3 other assessors.

(d) Nomination process

Mr. Saitoti informed the Committee that he saw the advertisement, applied, got interviewed and his name was forwarded for vetting.

(e) Functions of Financial Reporting Centre.

The nominee informed the Committee that all the financial institutions are legally obligated to report suspicious transactions to the Financial Reporting Centre. The FRC then gathers relevant information on the suspicion from competent government agencies (CID or EACC) and finally forwarded to the relevant prosecuting agencies for prosecution.

(f) Working relationship of the FRC with the Anti Fraud Department of CBK

Mr. Saitoti informed the Committee that the prudential guidelines require that the CBK only report to FRC on issues related to money laundering. However, CBK is mandated to supervise Banks.

(g) On Professional Association/ Memberships,

Mr Saitoti informed the Committee that he is a Member of the Association of Certified Anti Money Laundering Specialists (ACAMS). Membership No. 1000194040

(h) Clearance requirements.

Mr Saitoti confirmed to the Committee that he had no integrity issues, had no criminal records, had complied with her tax obligations, and had fully paid her HELB loan.

(i) Structure of FRC

Mr Saitoti confirmed to the Committee that the FRC is domiciled within the National Treasury NAMLAB is the administrative body and is required to report to the National Assembly annually

(j) Relationship of FRC with the insurance companies

Mr Saitoti confirmed to the Committee just like banks, insurance companies are also obligated to report to FRC of any suspicious transactions

(k) Conveyance of cash

Mr. Saitoti confirmed to the Committee that cashing more than a million shillings would generate a suspicious transaction. However, looking at the nature of our economy, a million may not be much especially when the concept of Know Your Customer is implemented correctly

(l) On charity / Pro - Bono

Mr Saitoti confirmed to the Committee that he has on various occasions helped but can't quantify it

Committee resolution:

Mr Saitoti was qualified to be appointed. He is competent, had relevant career background, and was composed in the manner he responded to vetting questions. He was therefore unanimously approved for appointment

MIN.NO. DCF/129/2017: ANY OTHER BUSINESS

1. The Chairperson reported to the Committee that the petition on irregular transfer of Muiri Coffee estate would be discussed once the requested investigative CID report on the matter has been availed to the Committee.
2. The PBO took the Committee through the analysis of the sessional paper on KQ borrowing guarantee of Kshs 75.26 billion. The following was highlighted.
 - KQ does not meet the requirements under PFMA regulations (section 58)
 - The government is currently paying for loan guarantees that turned into bad debts to a tune of Kshs 1 103 bn (2017). Some of these institutions include EAPC, TARDA and KBC
 - In his last audited report; the Auditor General expressed concern on whether KQ can continue as a going concern.
 - Kenya's Debt to GDP is currently 53% – way beyond the 50% threshold provided for under the PFMA
 - Currently, Kenya is contributing about Kshs 1.3 trn on debt annually
 - There are positive signs that KQ will turn into profitability in the next 5 to 10 years.

Committee Observations

- KQ should be privatized. However, there is a need to clean up the Balance sheet.
- With the fully operational KQ, Nairobi will become a financial hub.
- The KQ / National Treasury has not submitted additional documents requested by the Committee. Therefore as drafted, the sessional paper does not meet the PFMA requirements

The Committee resolved to meet on Wednesday 14th June 2017 to continue considering the sessional. The Secretariat was directed to follow up with the National Treasury for the documents earlier on requested

MIN.NO. DCF/130/2017: ADJOURNMENT

The Chairperson adjourned the meeting at 13.10pm

Signed.....

Chairperson

Date.....

REPUBLIC OF KENYA



**NATIONAL ASSEMBLY
ELEVENTH PARLIAMENT - FIFTH SESSION**

In the Matter of consideration by the National Assembly of a person nominated for appointment as the Director-General of Financial Reporting Centre

**NOTIFICATION FOR VETTING BY THE DEPARTMENTAL
COMMITTEE ON FINANCE, PLANNING AND TRADE**

Pursuant to the provisions of Section 25 (2) of the Proceeds of Crime and Anti-Money Laundering Act, 2009 (as amended by section 5 of the Proceeds of Crime and Anti-Money Laundering (Amendment) Act, 2017) and Section 5(1) of the Public Appointments (Parliamentary Approval) Act, 2011, the Cabinet Secretary for the National Treasury has nominated **Mr. Saitoti Kimerei Maika** for appointment as the **Director-General of the Financial Reporting Centre**.

Following the receipt of the nomination from the National Treasury, the **Departmental Committee on Finance, Planning and Trade** is mandated to vet, consider his suitability for appointment and submit its report to the House for approval.

Pursuant to provisions of Article 118 of the Constitution, section 6(4) of the Public Appointments (Parliamentary Approval) Act (No. 33 of 2011) and Standing Order 45(3) of the National Assembly Standing Orders, the general public is hereby notified that the Departmental Committee on Finance, Planning and Trade shall vet **Mr. Saitoti Kimerei Maika** on **Tuesday 13th June, 2017 at 10.30 am** in **Committee Room on 4th Floor, Continental House, Parliament Buildings**.

The nominee should bring the originals of his identity card, academic and professional certificates and clearance/ compliance from:-

1. Ethics and Anti- Corruption Commission.
2. Kenya Revenue Authority.
3. Higher Education Loans Board.
4. Criminal Investigation Department.
5. Any Credit Reference Bureaus.

**JEREMIAH NDOMBI
FOR: CLERK OF NATIONAL ASSEMBLY**

28 | County

REPUBLIC OF KENYA



**NATIONAL ASSEMBLY
ELEVENTH PARLIAMENT - FIFTH SESSION**

In the Matter of consideration by the National Assembly of a person nominated for appointment as the Director-General of Financial Reporting Centre

SUBMISSION OF MEMORANDA

Pursuant to the provisions of Section 25 (2) of the Proceeds of Crime and Anti-Money Laundering Act, 2009 (as amended by section 5 of the Proceeds of Crime and Anti-Money Laundering (Amendment) Act, 2017) and Section 5(1) of the Public Appointments (Parliamentary Approval) Act, 2011, the Cabinet Secretary for the National Treasury has nominated **Mr. Saitoti Kimerei Maika** for appointment as the **Director-General of the Financial Reporting Centre**.

Following the receipt of the nomination from the National Treasury, the **Departmental Committee on Finance, Planning and Trade** is mandated to vet, consider his suitability for appointment and submit its report to the House for approval.

Pursuant to Section 6(9) of the Public Appointments (Parliamentary Approval) Act, 2011, the Committee now invites interested members of the public to submit any representations by written statement on oath (affidavit), that they may have on the suitability or otherwise of the said nominee. The representations may be forwarded to the **Clerk of the National Assembly, P.O. Box 41842-00100, Nairobi**; hand-delivered to the **Office of the Clerk, Main Parliament Buildings, Nairobi**; or emailed to clerk@parliament.go.ke; to be received on or before **Tuesday 13th June, 2017 at 5.00 pm**.

**JEREMIAH NDOMBI
FOR: CLERK OF NATIONAL ASSEMBLY**



ELEVENTH PARLIAMENT (FIFTH SESSION)

THE NATIONAL ASSEMBLY

MESSAGES

MESSAGE FROM THE NATIONAL TREASURY

(No. 009 of 2017)

ON NOMINATION OF A PERSON FOR APPOINTMENT
AS DIRECTOR-GENERAL OF THE FINANCIAL REPORTING CENTRE

Honourable Members,

Pursuant to the provisions of Section 25 (2) of the Proceeds of Crime and Anti-Money Laundering Act, 2009 as amended by section 5 of the Proceeds of Crime and Anti-Money Laundering (Amendment) Act, 2017, and Section 5(1) of the Public Appointments (Parliamentary Approval) Act, 2011, I wish to convey to the House that I have received a request from the Cabinet Secretary for the National Treasury asking the House to approve the appointment of **Mr. Saitoti Kimerei Maika** as the Director-General of the Financial Reporting Centre.

Honourable Members, the Principal Act requires the Anti-Money Laundering Advisory Board to forward to the Cabinet Secretary for the National Treasury a name of a selected candidate recruited competitively for appointment. Thereafter, the Cabinet Secretary is required to forward the name of the candidate to the National Assembly for approval. Further, Section 25(2) of the Proceeds of Crime and Anti-Money Laundering Act, 2009 requires the nominee for appointment as the Director-General to be vetted and approved by the National Assembly before appointment. In forwarding the name, the Cabinet Secretary has also forwarded the following documentation-

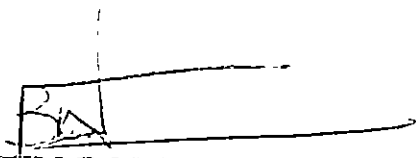
- (i) the advertisement for the position of Director-General, financial Reporting Centre;
- (ii) a write-up on the recruitment process;
- (iii) interview results for the position of Director-General; and,
- (iv) curriculum vitae of Mr. Saitoti Kimerei Maika.

Honourable Members, in this regard, I hereby refer the name of the nominee (Mr Saitoti Kimerei Maika), including the above-mentioned documentation to the Departmental Committee on the Finance, Planning and Trade to undertake the necessary approval hearings. Thereafter, the House shall consider the nominee in accordance with the Public Appointments (Parliamentary Approval) Act, 2011

Honourable Members, Section 8(1) of the said Act requires the National Assembly to either approve or reject the nominee **within fourteen days** from the date on which the notification of nomination was given. However, given that the House is expected to proceed for a *Sine Die* adjournment on Thursday, June 15, 2017, I wish to guide the Committee and the House as follows-

- (i) That the Committee should notify the nominee and the general public of the time and place for holding the approval hearings, in good time. The notification should therefore be made immediately, and,
- (ii) That the Committee may thereafter commence the necessary approval hearings and submit its report to this House on or before **Wednesday, June 14, 2017** during the morning sitting.

I thank you!



THE HON. JUSTIN B.N. MUTURI, EGH, MP
SPEAKER OF THE NATIONAL ASSEMBLY

Tuesday, June 6, 2017

No. 33 of 2011 [Rev. 2012]

Public Appointments (Parliamentary Approval)

[Issue 1] 8

SCHEDULE

[Section 6(8).]

**CRITERIA FOR VETTING/APPROVAL OF NOMINEES FOR
APPOINTMENT TO PUBLIC OFFICE BY PARLIAMENT QUESTIONNAIRE**

Notes:

- a) This questionnaire applies to appointments to public office arising by or under the Constitution or any other law where parliamentary approval is required.
- b) The questionnaire shall be used by the relevant parliamentary committee to vet a nominee appearing before the committee in the process of parliamentary approval.
- c) The questionnaire shall be filled and submitted by the nominee to the relevant parliamentary committee through the Clerk of the relevant House of Parliament on or before a date set by the committee.
- d) The submission of false information in the questionnaire is an offence and may result in prosecution.
- e) Any form of canvassing by a nominee shall lead to disqualification.
- f) The nominee must answer all the questions.

1. **Name:** (State full name) **SAITOTI KIMEREI MAIKA**

2. **Position:** (State office to which you have been nominated).

DIRECTOR GENERAL – FINANCIAL REPORTING CENTRE

3. **Sex:** **MALE**

4. **Date of Birth:** (State year and place of birth) **7th January 1970 KAJIADO**

5. **Marital Status:** **MARRIED**

6. **Daytime phone number:** **020 - 2227411**

7. **Mobile phone number:** **0700649549**

8. **Email Address:** *saitotim@yahoo.com*

9. **ID Number:** **10402074**

10. **PIN Number:** **A001311782J**

11 **Nationality: KENYAN**

12 **Postal Address: P.O. BOX 7784 0010**

13. **Town/City: NAIROBI**

14. **Knowledge of Languages: (Specify Languages) Maasai, Kiswahili, English**

15 **Education:** (List, in reverse chronological order, each university, college, or any other institution of higher education attended and indicate, in respect of each, the dates of attendance, academic award obtained, whether a degree was awarded, and the dates on which each such degree was awarded)

University of Nairobi

2016

MA – International Relations (National Security and Foreign Policy)

On-going

Technical University of Kenya

Year: 2013 – 2015

BA - International Relations and Diplomacy

Graduated: 18th Dec 2015

University of Nairobi

Year: 2010

Diploma in Security and Strategic Studies

Graduated: 3rd Dec 2010

16 **Employment Record:** (List in reverse chronological order all government agencies, business or professional corporations, companies, firms or other enterprises with which you have been affiliated as an officer, director, partner, proprietor, employee or consultant)

1. **Ministry of Interior and Coordination of National Government (on secondment): Senior Advisor to Cabinet Secretary**
2015 – to date.

2. **Financial Reporting Centre (on secondment)**
Head of Intelligence and Policy Development 2013 – 2015.

3. **National Intelligence Service: July 1999 – to date.**

4. **Department of Defence: August 1990 – July 1999.**

17. **Honours and Awards:** (List any scholarships, fellowships, honorary degrees, academic or professional honours, honorary society memberships, military awards and any other special recognition for outstanding service or achievement and in respect of each, state the date of award and the institution or organization that made the award).

1. **Chevening Fellowship: 2006 - United Kingdom Foreign and Commonwealth Office.**

2. **UN Peace Medal: 1993 – United Nations for participation in the Peace Keeping Mission as a member of the Kenyan contingent of UN Protection Force (UNPROFOR) to the former Yugoslavia (1992 – 1993).**

3. **20 Great Years of Nyayo Era Medal: 1998 - Department of Defence.**

18. **Professional Association** (where applicable): (List all professional associations of which you are or have a member and give any positions held and the respective dates when each such position was held).

**Association of Certified Anti Money Laundering Specialists (ACAMS):
Membership No. 1000194040**

19. **Memberships:** (List all professional, business, fraternal, scholarly, civic, charitable or other organizations, (other than those listed in response to Question 16) to which you belong or have belonged).

Chevening Alumni Network – Member

20. **Published Writings:**

(a) List the titles, publishers and dates of books, articles, reports, letters to the editor, editorial pieces or other published materials you have authored or edited.

**Republic of Zambia Anti - Money Laundering / Combating the Financing of Terrorism Mutual Evaluation / Assessment Report (2008) commissioned by the Eastern and Southern Africa Anti – Money Laundering Group (ESAAMLG).
Co-authored with 3 other assessors.**

(b) Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of any bar association, committee, conference or organization of which you were a member.

21. **Public Office, Political Activities and Affiliations:**

(a) List chronologically any public offices you have held or are currently holding, including the terms of service and whether such positions were elected or appointed.

None

- (b) List all memberships and offices held in and services rendered, whether compensated or not, to any political party or election committee. If you have ever held a position or played a role in a political campaign, identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities. Also include any linkage you have to a political party at present. **None**
- (c) Have you ever been dismissed or otherwise removed from office for a contravention of the provisions of Article 75 of the Constitution? **NO**
- (d) Have you ever been adversely associated with practices that depict bias, favouritism or nepotism in the discharge of public duties? **NO**
22. **Deferred Income/Future Benefits:** (List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, etc). **NIL**
23. **Outside commitment during service in office:** (Do you have any plans, commitments or agreements to pursue outside employment with or without compensation during your service in office? If so explain) **NO**
24. **Sources of Income:** (List sources and amounts of all income received during the calendar year preceding your nomination and in the current calendar year)
1. Salary: Year 2016 - Shs. 5,291,800.00
 2. Salary: Year 2017 - Shs. 2,093,000.00
 3. Consultancy Fee: Year 2016 - USD 12,500 (services rendered to COMESA)
25. **Tax Status:** (State whether you have fully complied with your tax obligations to the State up to the end of the financial year immediately preceding the nomination for appointment) **Tax Compliant**

26. **Statement of Net Worth:** (State your financial net worth)

<u>Assets</u>	Shs.
1. Land Parcel LR No. Kajiado/Lorng'osua/299 (47.2 Ha)	- 32m
2. Land Parcel LR No. Kajiado/Lorng'osua/5609 (8.09 Ha)	- 4.4m
3. Land Parcel LR No. Cismara/Koyiaki/3923 (38.2 Ha)	- 28m
4. Apartment LR No. Kiambu/Ruaka/5188	- 12m
5. Plot LR No. 153A Kajiado/Saina Estate	- 0.5m
6. Plot LR No. 309 Kajiado/Sunrise Estate	- 0.7m
7. Plot LR No. 1786 Kitengela/Noonkopirr	- 2.5m
8. Plot LR No. 1448 Bissil Trading Centre	- 0.3m
9. Plot LR No. 785 Bissil Trading Centre	- 0.3m
10. Subaru Forester KCA 485B	- 1.5m

11. Toyota Probox KCF 285P	- 0.8m
12. Lada Niva KAC 364E	- 0.3m
13. 87 Sahiwal Cows	- 3.5m
14. 60 Dorper Sheep & Goats	- 0.5m
15. Bank accounts balances	- 437,191.00
16. NIS Pension Scheme contribution	<u>- 2,103,865.00</u>
Total (Shs.)	89,571,056.00

Liabilities

	<u>Shs.</u>
1. Loan balance (Agricultural Finance Corporation)	- 1.8m
2. Apartment purchase balance (Cytonn Investment Ltd)	<u>- 7.3m</u>
Total (Shs)	9.1m

Net Worth – Shs. 80,471,056.00

27. **Potential Conflicts of Interest:**

(a) Identify the family members or other persons, parties, categories obligation or financial arrangements that are likely to present potential conflicts-of-interest when you first assume the position to which you have been nominated. Explain how you would address any such conflict if it were to rise. **NONE**

(b) Explain how you will resolve any potential conflict of interest, including the procedure you will follow in determining these areas of concern. **N/A**

28. **Pro-Bono/Charity Work/Donations to charity:** (Describe what you have done by way of pro bono or charity work, listing specific instances, the amount contributed and the amount of time devoted to each). **NONE**

29. Have you ever been charged in a court or law in the last three years? If so, specify the nature of the charge, where the matter is ongoing, the present status of the matter, or where the matter is concluded, the judgment of the court, or otherwise, how the case was concluded. **NO**

30. Have you ever been adversely mentioned in an investigatory report of Parliament or any other Commission of inquiry in the last three years? **NO**

31. Have you any objection to the making of enquiries with your present employer/referees in the course of consideration of your nomination? **NO**

32. **References:** (List three persons who are not your relatives who are familiar with your character, qualification and work).

1. Maj Gen (rtd) Joseph Nkaissery
Cabinet Secretary
Ministry of Interior and Coordination of National Government
Tel 020 3310905

2. George Waiguru
Director of Intelligence - National Intelligence Service
Tel 0721 585700

3. Dr. Eliawony Kisanga
Executive Secretary
Eastern & Southern Africa Anti Money Laundering Group (ESAAMLG)
Dar es Salaam, Tanzania
Tel 255 22 2667895/7679
Cell 255 754068748

Curriculum Vitae

Name:	Saitoti Kimerei Maika
Date of Birth:	7th January 1970
Marital Status	Married
Nationality	Kenyan
Professional Membership	<ul style="list-style-type: none">• Member: Association of Certified Anti - Money Laundering Specialists (ACAMS) M/No 1000194040. ACAMS is the global professional AML certification association• Chevening Kenya Alumni Network
Contacts	P.O. Box 7784 00100 Nairobi Mobile: 0700649549 Email: saitotim@yahoo.com

Educational Background: On-going MA International Relations - Majoring in National Security & Foreign Policy
University of Nairobi

Bachelor of Arts – in International Relations and Diplomacy
Technical University of Kenya

Diploma in Security & Strategic studies
University of Nairobi

Executive Summary

A broadly skilled and competent Manager with proven practical experience in developing and driving intelligence requirements, for mitigating risks and threats to national security and interest. Proactively focused on staff motivation, empowerment, team approach, and service delivery while maximizing on resources to achieve targets and results.

Competences and Skills

- In-depth knowledge of Kenya's and international Anti-Money Laundering and Combating the Financing of Terrorism (AML/CFT) legal, regulatory and compliance framework
- Possesses excellent competence and experience in anti-money laundering and combating the financing of terrorism (AML/CFT), AML/CFT policy and strategy development, counter organized crime and intelligence analysis
- Possesses skills and competencies on best practices in investigating money laundering, terrorism financing and organized crimes
- Practical experience in AML/CFT at tactical, operational and policy echelons, both at National, Regional & International levels
- Experienced in AML /CFT regimes/frameworks evaluation and assessment
- Skilled in developing risks and threats assessment tools
- Skilled in utilizing specialized knowledge and analytical strategies to understand and assess money laundering/terrorism financing threats and activities
- In-depth knowledge of financial crimes intelligence, investigations and analysis
- Extensive background in counter organized crime investigations and analysis
- Practical experience in domestic and international cooperation on AML/CFT, organized crimes and financial crimes investigations
- Extensive experience in management/administration of diverse technical, tactical and operational units and teams at both senior and mid-level management
- Practical experience in operational budget planning and formulation
- Excellent written and oral communication
- Experience in development of various functional areas 'White Papers' meant to influence AML/CFT policy and strategy at domestic and regional levels

Personal Attributes

- Good aptitude for analysis, a naturally enquiring mind and excellent problem solving skills;
- Ability to work in a team;
- Good communication skills;
- Motivation, drive, focus, initiative and innovation;
- Responsive to changing requirements and priorities;
- Good report drafting skills, with consistent attention to detail;
- Good organizational and prioritization skills;
- Willingness to learn and work with a range of IT applications, including specialized data collection, analysis and presentation tools.
- Strong interpersonal skills, team concept approach and mission focused.

Employment History

Currently Senior Advisor to the Cabinet Secretary, Ministry of Interior and Coordination of National Government

Key Responsibilities

- Head of the Cabinet Secretary Advisory Unit,
- Advise the Cabinet Secretary on all matters related to national security,
- Carrying out strategy reviews and providing policy advice in accordance with the Cabinet Secretary's policy priorities,
- Analyze intelligence reports from security agencies and consolidate them into specific briefs for the Cabinet Secretary,
- Prepare daily security briefs for the Cabinet Secretary,
- Prepare Cabinet Secretary press releases and statements on security,
- Liaise with legal department in preparing responses to parliamentary questions,
- Ministry representative to the National Task Force on Anti-Money Laundering and Combating the Financing of Terrorism.

Oct 2013 - Feb 2015: Head - Intelligence & Policy Development, Financial Reporting Centre

Key Responsibilities

- Head of the Intelligence and Policy Development department
- Coordinate and collaborate with the Legal department in policy formulation and development, in line with the legal and regulatory framework,
- Oversight and design appropriate analytic tradecraft approaches to tasks in support of financial analysis on reported STR,
- Analyze multiple information sources to provide advice on STR from reporting institutions,
- Gather, analyze, correlate, or evaluate information from a variety of sources and databases to support financial analysis of reported STR.
- Focal point for intelligence liaison and cooperation
- FRC representative to the National Task Force on Anti-Money Laundering and Combating the Financing of Terrorism

Sep 2009 - Sep 2013: Deputy Head - Counter Organized Crime Department, National Intelligence Service

Key Responsibilities

- Deputize the Director in charge of Counter Organized Crime,
- Responsible for all administrative matters in the department which included human resource management (deployment, training, performance appraisal) logistics, budget planning and financial accountability,
- Responsible for quality assurance of intelligence products,
- Providing guidance and relevant support to operational teams,
- Coordinate with senior management and team leaders for strategy development and execution planning,
- NIS representative to the National Task Force on Anti-Money Laundering and Combating the Financing of Terrorism

***Jul 2006 -Aug 2009: Head - Europe & America Region, National Security Intelligence Service**

Key Responsibilities

- Head of the department,
- Managing the intelligence collection function in the region,
- Receive tasks, allocate appropriate resources and oversight task management,
- Provide strategic guidance and direction to sources assigned to the region,
- Coordinate analysis of region specific intelligence reports and assists in consolidating them into actionable intelligence,
- Assist to develop operatives' expertise on of region specific threats and areas for exploitation in support of tactical, operational, thematic and strategic missions,
- Production of region specific intelligence products,
- Build strong relationships with the other Regions to provide intelligence support to policy making and inform international engagements,
- NSIS representative to the National Task Force on Anti-Money Laundering and Combating the Financing of Terrorism.

Jul 2004 - Jun 2006: Head - Counter Organized Crime Unit, National Security Intelligence Service

Key Responsibilities

- Head of the Unit,
- Responsible for the overall operational and tactical management of the Unit assets,
- Receive tasks, allocate appropriate resources and oversight task management,
- Responsible for implementation of the Departments' counter organized crime strategies,
- Identify and exploit opportunities to mitigate against organized crime risks to national interest and Unit effectiveness,
- Manage the collection plan on allocated targets,
- Provide support to both Divisional and Departmental decision makers in the form of products, briefings, strategic advice and coordination, and ensure the Department maintains strong relationships with relevant external national and international partners,

Professional Training

Year	Institution/Body	Course/Certificate Awarded
Apr 2015	Association of Certified Anti Money Laundering Specialist (ACAMS)	Transaction Monitoring Certificate
Jan 2015	Association of Certified Anti Money Laundering Specialist (ACAMS)	AML Foundation Certificate
May 2014	ESAAMLG/FATF	AML/CFT Assessor's Training
Apr 2014	Financial Intelligence Unit, Mauritius	FIU Orientation Programme
Oct 2013	IGAD	Combating Transnational Organized Crime
May 2012	Australia Transaction Reports and Analysis Centre	AML Master Class Course
May 2011	International Law Enforcement Academy, Botswana	Financial Investigative Techniques Course
May 2011	Sherman Kent School of Intelligence Analysis	Leadership and Management Course
Apr 2010	Kenya School Of Government	Performance Appraisal & Management Course
Mar 2010	Kenya School Of Government	Senior Management Course
Apr 2009	Strathmore University	Executive Education - Public Policy Course
May 2008	ESAAMLG/Commonwealth Secretariat/US Treasury	Financial Investigative Techniques Training
Jan - Feb 2007	Overseas Training Programme, US	Stations Abroad Course
Jan - Apr 2006	Leadership Policing Academy, UK	Tackling International Organized Crime Fellowship
Jun 2004	Intelligence Service Academy, Italy	Economic & Financial Analysis Course
Oct 2002	Intelligence Service Academy, Italy	Counter Organized Crime Analysis Course
Jun 1999	Sherman Kent School of Intelligence Analysis, US	Intelligence Analysis

Workshops and Seminars Attended

Date	Institution	Seminar Title
May 2014	ICPAK	Regional Conference on Governance & Leadership
Jan 2013	FATF/ Asia Pacific Group	Anti Money laundering Typologies Workshop, Thailand
Nov 2012	FATF/APG	Anti Money Laundering Typologies Workshop, Korea
Jan 2012	ICGLR	Regional Workshop on Mutual Legal Assistance, Nairobi
Feb 2012	USA Counter Terrorism Workshop Training Group	Leadership Seminar, Louisiana
Jul 2011	World Bank / Egmont Group	Tactical Analysis - Train the Trainer Workshop, Nairobi
Jul 2011	World Bank / Egmont Group	Tactical Analysis Workshop, Nairobi
May 2008	World Bank	Capacity enhancement program on AML/CFT, Namibia
Jul 2007	Commonwealth Secretariat	Workshop for Trainers and Specialist on Counter Terrorism, Nairobi
Jan 2000	ESAMI	Results Oriented Workshop, Seychelles

Key Career Achievements

- **Feb 2017: Facilitator/Trainer**, Kenya School of Monetary Studies; Anti Money Laundering and Fraud.
- **Nov 2016: Consultant**, COMESA baseline study on Inter-Agency information sharing frameworks for purposes of combating money laundering and other financial related organized crimes in nine member countries: Comoros, Djibouti, Eritrea, Ethiopia, Kenya, Madagascar, Mauritius, Seychelles and Tanzania.



THE TECHNICAL UNIVERSITY OF KENYA

This is to certify that

Maika Saitoti Kimerei

having satisfied the requirements for the
award of the degree of

BACHELOR OF ARTS

IN

INTERNATIONAL RELATIONS AND DIPLOMACY

— B.A. —

Second Class Honours (Upper Division)

was admitted to the degree at a Congregation
held in NAIROBI,
on the eighteenth day of December, in the year
2015

Vice-Chancellor



*Deputy Vice-Chancellor
(Academics, Research and Students)*

BAIRD 0000173

UNIVERSITY OF NAIROBI



This is to certify that

Alaiha Gaitoti Kimani

having satisfied the requirements
for the award of the

DIPLOMA IN STRATEGIC AND SECURITY STUDIES

Credit

was presented
at a Congregation held at
this University on the

Third Day of December in the Year
2010

A handwritten signature in black ink, appearing to read 'J. M. O. O.', written over a horizontal line.

VICE-CHANCELLOR

A handwritten signature in black ink, appearing to read 'K. Kimani', written over a horizontal line.

DEPUTY VICE-CHANCELLOR (ACADEMIC AFFAIRS)

5918

Certificate No. 06452



KENYA INSTITUTE OF ADMINISTRATION



This is to certify that

Saitoti Kimerei Maika

successfully completed

Senior Management Course No.165/2010

and is hereby granted this
Certificate of Achievement

Result: DISTINCTION




Deputy Director

Date 1st - 26th March, 2010


Director and Chief Executive

ACAMS

Advancing Financial
Crime Professionals
Worldwide

CERTIFICATE

OF ACHIEVEMENT

SAITOTI MAIKA

RECIPIENT

AML Foundations (v2)

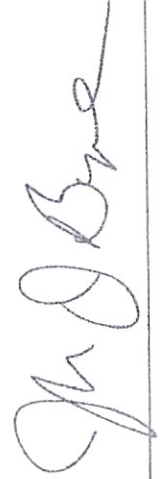
COURSE

2/19/2015

DATE

4.0

CREDITS



JOHN J. BYRNE, ESQ., CAMS, EXECUTIVE VICE PRESIDENT

CERTIFICATE
OF ACHIEVEMENT

SAITOTI MAIKA

RECIPIENT

Transaction Monitoring (v2)

COURSE

4/14/2015

DATE

4.0

CREDITS



JOHN J. BYRNE, ESQ., CAMS, EXECUTIVE VICE PRESIDENT

The United States of America



Certificate of Achievement

is presented to

SA97079 OLE MARKA

*for successfully completing
special training in*

Intelligence Analysis



[Handwritten Signature]
7-18 JUN 1999



Australian Government

Australian Transaction Reports
and Analysis Centre



CERTIFICATE OF PARTICIPATION

This is presented to

Saitoti Maika
Office of the President, Kenya

Crime and Illicit Proceeds: AML Master Class
7 – 10 May 2012 Cape Town, South Africa

A handwritten signature in black ink, appearing to read 'David Becker'.

David Becker, Director
International Technical Assistance and Training,
AUSTRAC



Sherman Kent School

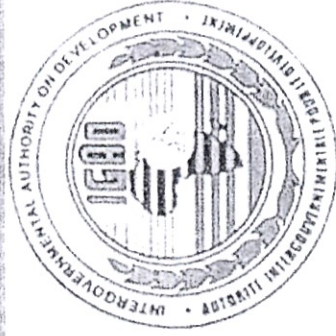
For Successful Completion of
Leadership & Management Course

this certificate is awarded to

Saitoti de Maika

Nairobi, Kenya

6 May 2011



ICAD SECURITY SECTOR PROGRAM (ISSP)

Certificate of Participation

This is to certify that

Saitoti Kimerei Nyika

has attended a High Level

Regional Training on

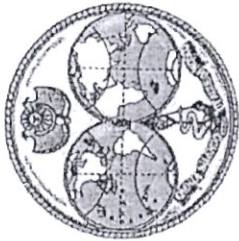
Transnational Organized Crime (TOC)

Organized by ISSP

held on 21-31 October 2013

Entebbe, Uganda





SERVIZIO PER LE INFORMAZIONI E LA SICUREZZA MILITARE

ATTESTATO

Il Sig. MAIKA SAITOTI KIMIREI

ha frequentato con profitto il corso di:

"ANALISI DEL CRIMINE ORGANIZZATO"

dal 18 al 25 marzo 2002

Roma, li 28 marzo 2002

Il Direttore della Scuola

A handwritten signature in black ink, appearing to be 'P. P.', is written over a horizontal line.

FINANCIAL
INTELLIGENCE UNIT
REPUBLIC OF MAURITIUS

Certificate

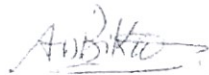
presented to

SAITOTI MAIKA

(Financial Reporting Centre, Kenya)

*for successful participation in
an FIU-Orientation and Training Programme*

*15 -18 April, 2014
Mauritius*



S.D. Bikoo
Director



Eastern and Southern Africa Anti-Money Laundering Group

Awards this certificate to

SAITOTI MAIKA

for having participated in the

ESAAMLG ASSESSORS TRAINING

Victoria Falls, Zimbabwe
28 April - 2 May 2014

EXECUTIVE SECRETARY
EASTERN AND SOUTHERN AFRICA ANTI-MONEY LAUNDERING GROUP



LEADERSHIP ACADEMY FOR POLICING AT BRAMSHILL

This is to certify that

Saitoti Maika

From

Office of the President
Kenya

successfully completed the

Chevening Fellowship Course

between

16th January to 7th April 2006

A handwritten signature in black ink, reading "Jenny Deere".

Jenny Deere
Head of
Leadership Academy
for Policing at Bramshill

A handwritten signature in black ink, reading "Norman Bettison".

Norman Bettison
Chief Executive
Centrex

CENTREX

HELPING TO DEVELOP POLICING

Centrex is a registered trademark of the Central Police Training and Development Authority



INVESTOR IN PEOPLE



Strathmore Business School

EXECUTIVE EDUCATION

This is to certify that

Saitoti ole Maika

has successfully completed the Making, Implementing and Evaluating Public Policy Course held from 4th – 8th May 2009.

A handwritten signature in black ink, appearing to read 'N Flynn', written over a horizontal line.

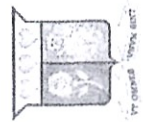
Prof Norman Flynn

Course Leader,
Strathmore Business School
Nairobi, Kenya.

A handwritten signature in black ink, appearing to read 'E Mungai', written over a horizontal line.

Dr. Edward Mungai

Dean,
Strathmore Business School
Nairobi, Kenya.



Strathmore University



SECRET INTELLIGENCE SERVICE

This certificate has been awarded to

SAITOTI K. MAIKA

**In recognition of your successful completion of the
United Kingdom Basic Analysis Stage 1 Course**

1 - 5 September 2008

Head of Counter Terrorism, SIS



Commonwealth Secretariat

This is to certify that

Mr Saitoti Ole Maika

has successfully completed the

Financial Investigative Techniques Training

Lusaka, Zambia, 19 - 23 May, 2008



Office of Technical Assistance
United States Treasury Department

Sponsored by
Commonwealth Fund for Technical Co-operation (CFTC)
Eastern and Southern Africa Anti-Money Laundering Group (ESAAMLG)
Office of Technical Assistance, United States Treasury (OTA)

Jacqueline Wilson
Director
Governance & Institutional Development Division
Commonwealth Secretariat

for Eliawony J. Kisanga
Executive Secretary
Eastern & Southern Africa
Anti-Money Laundering Group

Irvin B. Wells
Team Leader, III
Office of Technical Assistance
United States Treasury



THE NATIONAL TREASURY

Telegraphic Address: 22921
Finance – Nairobi
FAX NO. 310833
Telephone: 2252299
When Replying Please Quote

P. O. Box 30007-00100
NAIROBI

30th May, 2017

Ref. No. CONF/MOF/37/022

Mr. Michael R. Sialai, EBS
Clerk of the National Assembly
Clerk's Chambers
Parliament Buildings
P.O. Box 418742-00100
NAIROBI

Dear

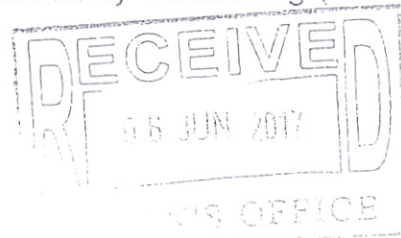
Clerk,

RE: APPOINTMENT OF DIRECTOR-GENERAL OF THE FINANCIAL REPORTING CENTRE

The Anti-Money Laundering Advisory Board has, through a competitive recruitment process, recommended **Mr. Saitoti Kimerei Maika** for consideration and approval by the National Assembly for appointment as Director-General of the Financial Reporting Centre, in accordance with the provisions of section 25 (2) of the Proceeds of Crime and Anti-Money Laundering Act, 2009 as amended by section 5 of the Proceeds of Crime and Anti-Money Laundering (Amendment) Act (No. 3 of 2017).

Attached herewith please find copies of the following supporting documents:-

- i. The advertisement for the position of Director-General, Financial Reporting Centre;
- ii. A write-up on the recruitment process;
- iii. Interview results for the position of Director-General;
- iv. Curriculum Vitae of Mr. Saitoti Kimerei Maika;
- v. An extract of sections 25 to 31 of the Proceeds of Crime and Anti-Money Laundering Act, 2009; and
- vi. The Proceeds of Crime and Anti-Money Laundering (Amendment) Act (No. 3 of 2017).

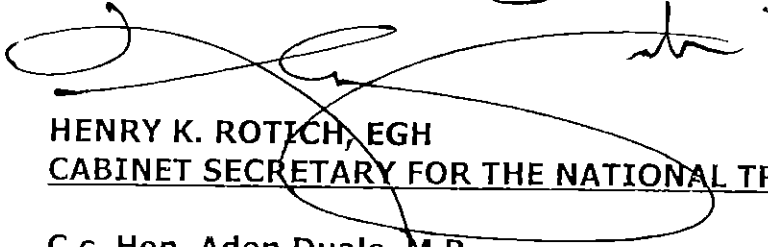


MR. SIALAI
PLEASE DELIVER
20/05/17

The purpose of this letter therefore is to request that you facilitate the processing of the above recommendation from the Anti-Money Laundering Advisory Board by the National Assembly

Yours

Sincerely,

A large, stylized handwritten signature in black ink, which appears to be "Henry K. Rotich". The signature is written over the printed name and title of the sender.

HENRY K. ROTICH, EGH
CABINET SECRETARY FOR THE NATIONAL TREASURY

C.c. Hon. Aden Duale, M.P.
Leader of Majority Party
National Assembly
Parliament Buildings
P O. Box 41842-00100
NAIROBI

Curriculum Vitae

Name:	Saitoti Kimerei Maika
Date of Birth:	7th January 1970
Marital Status	Married
Nationality	Kenyan
Professional Membership	<ul style="list-style-type: none">• Member: Association of Certified Anti - Money Laundering Specialists (ACAMS) M/No 1000194040. ACAMS is the global professional AML certification association• Chevening Kenya Alumni Network
Contacts	P.O. Box 7784 00100 Nairobi Mobile: 0700649549 Email: saitotim@yahoo.com

**Educational Background: On-going MA International Relations - Majoring in National Security & Foreign Policy
University of Nairobi**

**Bachelor of Arts – in International Relations and Diplomacy
Technical University of Kenya**

**Diploma in Security & Strategic studies
University of Nairobi**

Executive Summary

A broadly skilled and competent Manager with proven practical experience in developing and driving intelligence requirements, for mitigating risks and threats to national security and interest. Proactively focused on staff motivation, empowerment, team approach, and service delivery while maximizing on resources to achieve targets and results.

Competences and Skills

- In-depth knowledge of Kenya's and international Anti-Money Laundering and Combating the Financing of Terrorism (AML/CFT) legal, regulatory and compliance framework.
- Possesses excellent competence and experience in anti-money laundering and combating the financing of terrorism (AML/CFT), AML/CFT policy and strategy development, counter organized crime and intelligence analysis.
- Possesses skills and competencies on best practices in investigating money laundering, terrorism financing and organized crimes.
- Practical experience in AML/CFT at tactical, operational and policy echelons, both at National, Regional & International levels.
- Experienced in AML /CFT regimes/frameworks evaluation and assessment.
- Skilled in developing risks and threats assessment tools.
- Skilled in utilizing specialized knowledge and analytical strategies to understand and assess money laundering/terrorism financing threats and activities.
- In-depth knowledge of financial crimes intelligence, investigations and analysis.
- Extensive background in counter organized crime investigations and analysis.
- Practical experience in domestic and international cooperation on AML/CFT, organized crimes and financial crimes investigations.
- Extensive experience in management/administration of diverse technical, tactical and operational units and teams at both senior and mid-level management.
- Practical experience in operational budget planning and formulation.
- Excellent written and oral communication.
- Experience in development of various functional areas 'White Papers' meant to influence AML/CFT policy and strategy at domestic and regional levels.

Personal Attributes

- Good aptitude for analysis, a naturally enquiring mind and excellent problem solving skills;
- Ability to work in a team;
- Good communication skills;
- Motivation, drive, focus, initiative and innovation;
- Responsive to changing requirements and priorities;
- Good report drafting skills, with consistent attention to detail;
- Good organizational and prioritization skills;
- Willingness to learn and work with a range of IT applications, including specialized data collection, analysis and presentation tools.
- Strong interpersonal skills, team concept approach and mission focused.

Employment History

Currently Senior Advisor to the Cabinet Secretary, Ministry of Interior and Coordination of National Government

Key Responsibilities

- Head of the Cabinet Secretary Advisory Unit,
- Advise the Cabinet Secretary on all matters related to national security,
- Carrying out strategy reviews and providing policy advice in accordance with the Cabinet Secretary's policy priorities,
- Analyze intelligence reports from security agencies and consolidate them into specific briefs for the Cabinet Secretary,
- Prepare daily security briefs for the Cabinet Secretary,
- Prepare Cabinet Secretary press releases and statements on security,
- Liaise with legal department in preparing responses to parliamentary questions,
- Ministry representative to the National Task Force on Anti-Money Laundering and Combating the Financing of Terrorism.

Oct 2013 - Feb 2015: Head - Intelligence & Policy Development, Financial Reporting Centre

Key Responsibilities

- Head of the Intelligence and Policy Development department.
- Coordinate and collaborate with the Legal department in policy formulation and development, in line with the legal and regulatory framework,
- Oversight and design appropriate analytic tradecraft approaches to tasks in support of financial analysis on reported STR,
- Analyze multiple information sources to provide advice on STR from reporting institutions,
- Gather, analyze, correlate, or evaluate information from a variety of sources and databases to support financial analysis of reported STR,
- Focal point for intelligence liaison and cooperation.
- FRC representative to the National Task Force on Anti-Money Laundering and Combating the Financing of Terrorism.

Sep 2009 - Sep 2013: Deputy Head - Counter Organized Crime Department, National Intelligence Service

Key Responsibilities

- Deputize the Director in charge of Counter Organized Crime,
- Responsible for all administrative matters in the department which included human resource management (deployment, training, performance appraisal) logistics, budget planning and financial accountability,
- Responsible for quality assurance of intelligence products,
- Providing guidance and relevant support to operational teams,
- Coordinate with senior management and team leaders for strategy development and execution planning,
- NIS representative to the National Task Force on Anti-Money Laundering and Combating the Financing of Terrorism.

Jul 2006 -Aug 2009: Head - Europe & America Region, National Security Intelligence Service

Key Responsibilities

- Head of the department,
- Managing the intelligence collection function in the region,
- Receive tasks, allocate appropriate resources and oversight task management,
- Provide strategic guidance and direction to sources assigned to the region,
- Coordinate analysis of region specific intelligence reports and assists in consolidating them into actionable intelligence,
- Assist to develop operatives' expertise on of region specific threats and areas for exploitation in support of tactical, operational, thematic and strategic missions,
- Production of region specific intelligence products,
- Build strong relationships with the other Regions to provide intelligence support to policy making and inform international engagements,
- NSIS representative to the National Task Force on Anti-Money Laundering and Combating the Financing of Terrorism.

Jul 2004 - Jun 2006: Head - Counter Organized Crime Unit, National Security Intelligence Service

Key Responsibilities

- Head of the Unit,
- Responsible for the overall operational and tactical management of the Unit assets,
- Receive tasks, allocate appropriate resources and oversight task management,
- Responsible for implementation of the Departments' counter organized crime strategies,
- Identify and exploit opportunities to mitigate against organized crime risks to national interest and Unit effectiveness,
- Manage the collection plan on allocated targets,
- Provide support to both Divisional and Departmental decision makers in the form of products, briefings, strategic advice and coordination, and ensure the Department maintains strong relationships with relevant external national and international partners,

- Represent the Department in joint agency counter organized crime forums,
- Collaborate with relevant law enforcement units to share information or coordinate intelligence operations,
- NSIS representative to the National Task Force on Anti-Money Laundering and Combating the Financing of Terrorism.

Jul 2002 - Jun 2004: Head - Counter Narcotics Unit, National Security Intelligence Service

Key Responsibilities

- Head of the Unit,
- Responsible for the overall operational and tactical management of the Unit assets,
- Receive tasks, allocate appropriate resources and oversight task management,
- Responsible for implementation of the Departments' counter narcotics strategies,
- Identify and exploit opportunities to mitigate against organized crime risks to national interest and Unit effectiveness,
- Manage the collection plan on allocated targets,
- Provide support to both Divisional and Departmental decision-makers in the form of products, briefings, strategic advice and coordination, and ensure the Department maintains strong relationships with relevant external national and international partners,
- Collaborate with relevant law enforcement units to share information or coordinate intelligence operations,
- Represent the Department in joint agency counter narcotics forums,
- NSIS representative to the National Task Force on Anti-Money Laundering and Combating the Financing of Terrorism

Jul 1999 - Jun 2002: Senior Intelligence Analyst, National Security Intelligence Service

Key Responsibilities

- Analyze and evaluate information from a variety of sources, databases, and intelligence networks,
- Validate known intelligence with data from other sources.

- Analyzes current intelligence holdings to identify gaps and subsequent intelligence requirements,
- Assemble and proofread intelligence reports and consolidate them into intelligence products,
- Assists in integrating incoming information with current intelligence and prepare situation analysis,
- Link and chart events to determine activities and interrelationships,
- Prepare comprehensive written reports, presentations, maps, or charts based on research, collection, and analysis of intelligence data,
- Assists in establishing and maintaining systematic, cross referenced intelligence records and files.

Aug 1996 - Jun 1999: Senior Liaison Officer, Office of the President, Liaison Department.
(seconded from DOD)

Responsibilities

- Responsible for liaison with Ministry of Foreign Affairs and International Cooperation on matters related to diplomatic engagements,
- Maintain schedule of Ministry's officials' engagement with diplomatic missions,
- Prepare country briefs for Ministry's official engaged in diplomatic visits or courtesy calls,
- Respond to diplomatic note verbale communications from diplomatic missions.

Aug 1990 - Jul 1996: Lieutenant/ Captain, Operations Officer, Kenya Army, Department of Defence

Responsibilities

- Command and control of various operational and logistics units,
- Providing support to civil authorities notably relocation of refugees from Daadab camp to Kakuma camp (1995),
- Providing international humanitarian support during the Balkan crisis as a member of the Kenyan contingent to the UN Protection Force (UNPROFOR) in former Yugoslavia (1992 - 1993).

Professional Training

Year	Institution/Body	Course/Certificate Awarded
Apr 2015	Association of Certified Anti Money Laundering Specialist (ACAMS)	Transaction Monitoring Certificate
Jan 2015	Association of Certified Anti Money Laundering Specialist (ACAMS)	AML Foundation Certificate
May 2014	ESAAMLG/FATF	AML/CFT Assessor's Training
Apr 2014	Financial Intelligence Unit, Mauritius	FIU Orientation Programme
Oct 2013	IGAD	Combating Transnational Organized Crime
May 2012	Australia Transaction Reports and Analysis Centre	AML Master Class Course
May 2011	Sherman Kent School of Intelligence Analysis	Leadership and Management Course
Apr 2010	Kenya School Of Government	Performance Appraisal & Management Course
Mar 2010	Kenya School Of Government	Senior Management Course
Apr 2009	Strathmore University	Executive Education - Public Policy Course
May 2008	International Law Enforcement Academy, Botswana	Financial Investigative Techniques Course
Jan - Feb 2007	Overseas Training Programme, US	Stations Abroad Course
Jan - Apr 2006	Leadership Policing Academy, UK	Tackling International Organized Crime Fellowship
Jun 2004	Intelligence Service Academy, Italy	Economic & Financial Analysis Course
Oct 2002	Intelligence Service Academy, Italy	Counter Organized Crime Analysis Course
Jun 1999	Sherman Kent School of Intelligence Analysis, US	Intelligence Analysis

Workshops and Seminars Attended

Date	Institution	Seminar Title
May 2014	ICPAK	Regional Conference on Governance & Leadership
Jan 2013	FATF/ Asia Pacific Group	Anti Money laundering Typologies Workshop, Thailand
Nov 2012	FATF/APG	Anti Money Laundering Typologies Workshop, Korea
Jan 2012	ICGLR	Regional Workshop on Mutual Legal Assistance, Nairobi
Feb 2012	USA Counter Terrorism Workshop Training Group	Leadership Seminar, Louisiana
Jul 2011	World Bank / Egmont Group	Tactical Analysis - Train the Trainer Workshop, Nairobi
Jul 2011	World Bank / Egmont Group	Tactical Analysis Workshop, Nairobi
May 2008	World Bank	Capacity enhancement program on AML/CFT, Namibia
Jul 2007	Commonwealth Secretariat	Workshop for Trainers and Specialist on Counter Terrorism, Nairobi
Jan 2000	ESAMI	Results Oriented Workshop, Seychelles

Key Career Achievements

- **Feb 2017: Facilitator/Trainer**, Kenya School of Monetary Studies; Anti Money Laundering and Fraud.
- **Nov 2016: Consultant**, COMESA baseline study on Inter-Agency information sharing frameworks for purposes of combating money laundering and other financial related organized crimes in nine member countries: Comoros, Djibouti, Eritrea, Ethiopia, Kenya, Madagascar, Mauritius, Seychelles and Tanzania.

- **Aug 2016: Team Member**, ESAAMLG Typology project on “Laundering of proceeds of cigarettes smuggling in the ESAAMLG region”.
- **May 2016: Consultant**, COMESA AML/CFT training and capacity building program.
- **Aug 2015: Team Member**, ESAAMLG Typology project on “Poaching and illegal trading in wildlife and wildlife products, and associated money laundering in the ESAAMLG region”.
- **Nov 2014: Facilitator/Trainer**: INTERPOL, Law enforcement investigators training workshop on Counter Financial Crime and Money Laundering held in Addis Ababa, Ethiopia.
- **Aug 2013: Team Member**, ESAAMLG Typology project on “Money Laundering through Real Estate in the ESAAMLG region”.
- **Jun 2011: Facilitator/Trainer**, Kenya School of Monetary Studies, AML. Fraud and Financial Crime Course (Banks’ Risk and Compliance officers).
- **2010 - 2014: Member**, Kenya’s ICRG implementation team during Kenya’ FATF - ICRG process.
- **Aug 2008: Member**, ESAAMLG Mutual Evaluation Assessment Team of the Republic of Zambia Anti-Money Laundering/Combating the Financing of Terrorism regime.
- **2007 - 2009: Chair**, ESAAMLG Typologies Working Group.
- **Jan - Apr 2006**: Recipient of the prestigious **Commonwealth Chevening Fellowship** to undertake the **Tackling International Organized Crime Course** at the Leadership Policing Academy, Hampshire UK.
- **2004 - date: Member**, National Task Force on AML/CFT.
- **2004 - date: Member**, ESAAMLG Task Force of Senior Officials.

Current & Expected Remuneration

Job Ref	Current/ Expected Salary		Benefits
	Current Salary	Expected Salary	
FRC/1/2017	Kshs	Kshs	<ul style="list-style-type: none"> • House allowance • Entertainment allowance

	418,600.00	720,000.00	<ul style="list-style-type: none"> • Medical Cover • Life Insurance Cover • Group Personal Accident Cover
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Referees



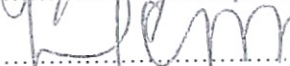


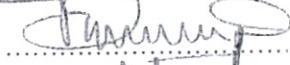



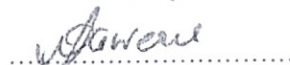
1. **Maj. Gen. (rtd) Joseph Nkaisserry**
Cabinet Secretary
Ministry of Interior and Coordination of National Government
Nairobi
Tel: 020 3310905

2. **George Waiguru**
Director of Intelligence
Internal Division
National Intelligence Service
Nairobi
Tel: 0721 585700

3. **Dr. Eliawony Kisanga**
Executive Secretary
Eastern & Southern Africa Anti Money Laundering Group (ESAAMLG)
Dar es Salaam, Tanzania
Tel: 255 22 2667895/7679
Cell: 255 754068748

INTERVIEW RESULTS FOR DIRECTOR GENERAL OF FINANCIAL REPORTING CENTRE (APRIL 21ST & 22ND 2017)

No.	CANDIDATES NAME	E. Makori	S. Cheruiyot	L. Manjang	M. Kimani	B. Amollo	R. Nkonge	A. Muteshi	B. Gachegu	D. Mukuu	F. Mugo	Total Score	Average Score (%)
1	Saitoti Kimerei	79	81	77	77	77	88	78	80	78	76	791	79.10
2	Andrew Tanui	70	67	86	71	71	64	73	74	75	69	720	72.00
3	James Manyonge	60	68	69	70	83	79	76	82	63	65	715	71.50
4	Lucas Meso	42	66	72	58	64	64	73	70	80	63	652	65.20
5	Isaiah Nyaga	57	56	43	54	51	86	71	67	55	53	593	59.30
6	Andrew Ogombe	51	54	35	56	61	59	54	69	65	53	557	55.70
7	Jimmy Mwithi	53	47	48	60	54	60	53	64	53	37	529	52.90
8	John Onyango	Did not attend the interview											
9	Mercy Buku	Not interviewed as she did not present all the required documents to the panel											
10	Louise Kabucho	Not interviewed as she did not have the required documents											
11	Christine Ondimu	Did not attend the interview											

No. Panel Members	Designation/Organisation	Signature	Date
1	Edwin Makori Ag. Chief Executive Officer, ICPAK Representative, Kenya National Police Service		21/4/17
2	Stanley Cheruiyot		21/4/2017
3	Lamin Manjang Chairman, Kenya Bankers Association		21/4/17
4	Muthoni Kimani Director, Asset Recovery Agency		21/4/17
5	Barrack Amollo Representative, National Treasury		21/04/2017
6	Rose Nkonge Chairperson, AMLAB Representative, National Intelligence Service		21/04/2017
7	Alexander Muteshi		21/4/17
8	Bernice Gachegu Representative, Attorney General		21/04/2017
9	Dennis Mukuu Representative, Central Bank of Kenya		21-04-17
10	Dr. Freshia Mugo Private Sector Representative		21/04/17

	418,600.00	720,000.00	<ul style="list-style-type: none"> • Medical Cover • Life Insurance Cover • Group Personal Accident Cover
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Referees

1. **Maj. Gen. (rtd) Joseph Nkaiserry**
Cabinet Secretary
Ministry of Interior and Coordination of National Government
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Tel: 020 3310905

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Dar es Salaam, Tanzania
Tel: 255 22 2667895/7679
Cell: 255 754068748



THE REPUBLIC OF KENYA

LAWS OF KENYA

PROCEEDS OF CRIME AND ANTI-MONEYLAUNDERING ACT

CHAPTER 59B

Revised Edition 2012

Published by the National Council for Law Reporting
with the Authority of the Attorney-General

www.kenyalaw.org



THE REPUBLIC OF KENYA

LAWS OF KENYA

PROCEEDS OF CRIME AND ANTI-MONEYLAUNDERING ACT

CHAPTER 59B

Revised Edition 2012

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with the Authority of the Attorney-General

www.kenyalaw.org

- (c) perform such act as may be necessary to remedy alleged non-compliance with this Act; or
- (d) perform such act as may be necessary to meet any obligation imposed by this Act.

(5) The Centre or a supervisory body may examine a document submitted to it in terms of subsection (4)(a) and may make a copy thereof or of part thereof.

[Act No. 51 of 2012, s. 9.]

25. Appointment of Director and Deputy Director

- (1) There shall be a Director and a Deputy Director of the Centre.
- (2) The Director and the Deputy Director shall be fit, competent and proper persons, recommended by the Board and approved by the National Assembly for appointment to their respective positions.
- (3) On approval of a person by the National Assembly under subsection (2), the Minister shall appoint that person to the office in respect of which the approval was given.
- (4) A person shall not be appointed as a Director or Deputy Director unless that person—
 - (a) holds a degree in law, economics or finance from a recognised institution;
 - (b) has at least seven years work experience in the relevant field; and
 - (c) meets such other requirements that may be prescribed by the Board.
- (5) The persons appointed as the Director and the Deputy shall hold office—
 - (a) for a term of four years and three years, respectively, subject to renewal for one further term of four years and three years, respectively; and
 - (b) on such terms and conditions as may be determined by the Board and set out in the instrument of appointment which shall include specific and measurable performance targets.
- (6) The provisions of subsection (3) shall apply to the renewal of an appointment under subsection (5)(a).

26. Resignation of Director or Deputy Director

- (1) The Director or the Deputy Director may resign by a written resignation addressed to the Minister.
- (2) A resignation is effective upon being received by the Minister or by a person authorized by the Minister to receive it.

27. Removal from office

(1) The Minister may, in consultation with the Board, remove the Director or Deputy Director from office on the grounds of gross misconduct, mental or physical incapacity or failure to satisfy the terms and conditions of service set forth in section 25(5)(b), or—

- (a) where there is proof of a financial conflict of interest with any reporting institution;
- (b) if he is adjudged bankrupt or enters into a composition or scheme of arrangement with his creditors; or
- (c) if he has been convicted of an offence for which one may be sentenced to imprisonment for a term exceeding six months.

(2) The Minister may, in consultation with the Board, suspend the Director or Deputy Director from office pending determination of any inquiry as to whether grounds of misconduct, incapacity or incompetence exist.

28. Responsibilities of the Director

(1) The Director shall be the Chief Executive Officer of the Centre and shall be responsible for its direction and management.

(2) As the Chief Executive Officer, the Director shall be responsible for—

- (a) the formation and development of an efficient and performance driven administration; and
- (b) control and maintenance of discipline of staff.

(3) The Director shall perform the functions of the office subject to the policy framework which may be prescribed by the Minister on the advice of the Board.

29. Delegation by the Director

(1) Subject to this Act, the Director may in writing, delegate any of his powers and duties under this Act to such other officer or officers of the Centre as the Director may determine.

(2) A delegation made under subsection (1) may, at any time, be varied or cancelled by the Director.

30. When Deputy Director may act

The Deputy Director may act for the Director and shall exercise all the powers and perform all the functions conferred on the Director under this Act whenever the Director is temporarily absent, and shall perform such other functions as the Director may, from time to time, assign to him.

31. Appointment of staff

(1) The Centre may appoint other officers and other staff as are necessary for the proper discharge of its functions under this Act, upon such terms and conditions of service as the Minister may, in consultation with the State Corporations Advisory Committee, approve.

SPECIAL ISSUE

Kenya Gazette Supplement No. 27 (Acts No. 3)



REPUBLIC OF KENYA

KENYA GAZETTE SUPPLEMENT

ACTS, 2017

NAIROBI, 10th March, 2017

CONTENT

Act —	PAGE
The Proceeds of Crime and Anti-Money Laundering (Amendment) Act, 2017	37

**THE PROCEEDS OF CRIME AND ANTI-MONEY
LAUNDERING (AMENDMENT) ACT**

No. 3 of 2017

Date of Assent: 3rd March, 2017

Date of Commencement: 24th March, 2017

AN ACT of Parliament to amend the Proceeds of Crime and Anti-Money Laundering Act, and for connected purposes

ENACTED by the Parliament of Kenya, as follows—

1. This Act may be cited as the Proceeds of Crime and Anti-Money Laundering (Amendment) Act, 2017.

Short title.

2. The Proceeds of Crime and Anti-Money Laundering Act, (in this Act referred to as “the principal Act”), is amended by deleting the definition of “Director” and substituting therefor the following new definition—

Amendment of section 2 of Cap. 59B.

“Director-General” means the Director-General appointed under section 25;

3. Section 24 of the principal Act is amended by deleting the word “Director” wherever it appears and substituting therefor the word “Director-General”.

Amendment of section 24 of Cap. 59B.

4. The principal Act is amended by inserting the following new section immediately after section 24A—

Insertion of new sections in Cap. 59B.

Powers of the Centre to impose civil penalties for non-compliance.

24B. (1) Without derogating from any criminal penalty or other sanction that may be imposed by this Act, where a person or a reporting institution is in breach of, or fails to comply with any instruction, direction or rules issued by the Centre under section 24A—

- (a) in the case of a natural person, a person shall be liable to a monetary penalty not exceeding five million shillings;
- (b) in the case of a corporate body, the corporate body shall be liable to a monetary penalty not exceeding twenty five million shillings;

(c) in the case of continued failure, the person or reporting institution shall be liable to an additional monetary penalty of ten thousand shillings per day on which such failure continues for a maximum period of one hundred and eighty days

(2) Before imposing a monetary penalty on any person or reporting institution under this section, the Centre shall give not less than fourteen days notice in writing, requiring the person or reporting institution to show cause as to why the prescribed monetary penalty should not be imposed

(3) Where a monetary penalty is prescribed under this section, such penalty shall—

(a) be paid to the Centre and form part of the funds of the Centre,

(b) be paid within fourteen days, unless otherwise stated, and

(c) where a person or reporting institution fails to pay the monetary penalty within the prescribed time, the Centre may take such other action as the Centre may deem necessary in accordance with this Act

(4) A monetary penalty imposed on a person under this section shall be a debt due to the Centre and shall, after it becomes due be recoverable at any time through proceedings in a court of competent jurisdiction

24C. (1) The Centre may for reasons disclosed in writing—

(a) issue a warning to a specified person or reporting institution, or

- (b) issue an order requiring a specified person or reporting institution to comply with any specific instruction or direction issued by the Centre;
- (c) issue an order barring an individual or individuals from employment within the specified reporting institution whether entirely or in a specified capacity;
- (d) issue an order to a competent supervisory authority requesting the suspension or revocation of a license, registration, permit or authorization of a specified reporting institution whether entirely or in a specified capacity or of any director, principal, officer, agent or employee of the reporting institution..

(2) Before taking administrative action imposed against any person or reporting institution under this section, the Centre shall give the person or reporting institution a written notice of not less than fourteen days requiring the person or institution to show cause as to why the prescribed administrative action should not be taken.”

5. Section 25 of the principal Act is amended by—
- (a) inserting the words “Cabinet Secretary in consultation with the” immediately after the words “by the” in subsection (5)(b);
 - (b) deleting the word “Director” wherever it appears and substituting therefor the word “Director-General”;
 - (c) inserting the words “public administration, management, international relations” immediately after the word “law” appearing in paragraph (a) of subsection (4); and
 - (d) deleting the words “seven years work experience in the relevant field” appearing in paragraph (b) of

Amendment of
section 25 of Cap.
59B.

subsection (4) and substituting therefor the words “ten years work experience in the relevant field, of which at least three shall be in senior management”.

6. Section 26 of the principal Act is amended by deleting the word “Director” wherever it appears and substituting therefor the word “Director-General”. Amendment of section 26 of Cap. 59B.

7. Section 27 of the principal Act is amended by deleting the word “Director” wherever it appears and substituting therefor the word “Director-General”. Amendment of section 27 of Cap. 59B.

8. Section 28 of the principal Act is amended by— Amendment of section 28 of Cap. 59B.

(a) deleting subsection (2) and substituting therefor the following new subsection—

“(2) Without prejudice to the generality of subsection (1), the Director-General as the Chief Executive Officer shall be responsible for—

(a) the formation and development of an efficient and performance driven administration;

(b) control and maintenance of discipline of staff; and

(c) taking all decisions of the Centre in the exercise, discharge and performance of the Centre’s objectives, powers, functions and duties.

(b) deleting the word “Director” wherever it appears and substituting therefor the word “Director-General”.

9. Section 29 of the principal Act is amended by deleting the word “Director” wherever it appears and substituting therefor the word “Director-General”. Amendment of section 29 of Cap. 59B.

10. Section 30 of the principal Act is amended by deleting the word “Director” wherever it appears and substituting therefor the word “Director-General”. Amendment of section 30 of Cap. 59B.

11. The principal Act is amended by deleting section 31 and substituting therefor the following new section— Deletion of section 31 of Cap. 59B.

Appointment of staff.

31. (1) The Cabinet Secretary may approve the general terms and conditions of service of the Centre.

(2) The Centre shall determine its own staff establishment and may appoint other officers as are necessary for the proper discharge of its functions under this Act in accordance with the approved general terms and conditions of service.

(3) The Centre may engage the services of any person by agreement including any state department to perform any specific act or function.

12. Section 32 of the principal Act is amended by deleting the word “Director” wherever it appears and substituting therefor the word “Director-General”. Amendment of section 32 of Cap. 59B.

13. Section 33 of the principal Act is amended by deleting the word “Director” wherever it appears and substituting therefor the word “Director-General”. Amendment of section 33 of Cap. 59B.

14. Section 34 of the principal Act is amended by deleting the word “Director” wherever it appears and substituting therefor the word “Director-General”. Amendment of section 34 of Cap. 59B.

15. Section 35 of the principal Act is amended by deleting the word “Director” wherever it appears and substituting therefor the word “Director-General”. Amendment of section 35 of Cap. 59B.

16. Section 44 of the principal Act is amended by deleting the word “Director” wherever it appears and substituting therefor the word “Director-General”. Amendment of section 44 of Cap. 59B.

17. Section 49 of the principal Act is amended— Amendment of section 49 of Cap. 59B.

(a) in subsection (1) by—

(i) deleting the word “Director” wherever it appears and substituting therefor the word “Director-General”;

(ii) inserting the following new paragraphs immediately after paragraph (h)—

(ha) the Director-General of the National Intelligence Service;

(hb) the Director, Asset Recovery Agency;
and

(b) by deleting subsection (2) and substituting therefor the following new subsection—

“(2) The members under paragraphs (b) to (i) may attend in person or through a designated representative.”

18. The principal Act is amended by deleting section 50 and substituting therefor the following new section—

Deletion of section 50 of Cap. 59B.

Functions of the Board.

50. (1) The functions of the Board shall be to —

(a) on the request of the Cabinet Secretary or at its own initiative, advise the Cabinet Secretary on—

(i) policies, best practices and related activities to identify proceeds of crime or proceeds of unlawful activities and to combat money laundering activities;

(ii) the exercise of the powers conferred to the Cabinet Secretary under this Act.

(b) advise the Centre generally on its functions and the exercise of its powers under this Act;

(c) act as a forum in which the Centre, associations representing categories of reporting institutions, state organs and supervisory bodies can consult one another on anti-money laundering developments, concerns and initiatives;

(d) to perform any other duty as may be prescribed under this Act.

(2) The Centre shall provide administrative support and sufficient resources to the Board to enable it perform its functions effectively.

19. Section 53 of the principal Act is amended by deleting subsection (1) and substituting therefor the following new subsection—

Amendment of section 53 of Cap.59B.

“(1) There is established a body to be known as Assets Recovery Agency, which shall be a body

corporate with perpetual succession and a common seal, and shall in its corporate name, be capable of—

- (a) suing and being sued;
- (b) holding and alienating movable and immovable property;
- (c) borrowing and lending money;
- (d) doing and performing all such other acts or things as may be lawfully done by a body corporate.”

20. The principal Act is amended by inserting a new section immediately after section 53—

Insertion of new section in Cap.59B

Staff of the Agency.

53A. (1) Despite the provisions of section 53, the agency may, for the proper discharge of its functions, appoint professional and technical staff and other staff, upon such terms and conditions as the Attorney General, in consultation with the Salaries Remuneration Commission, approve.

(2) The staff referred to in subsection (1) may include deputy directors, assistant directors, forensic and financial investigators, asset managers and other staff as the Agency may determine.

(3) In determining the terms and conditions of service for the Agency Director and staff, the Attorney General shall be guided by the following principles—

- (a) that asset recovery falls in a strategic sector in the administration of justice process of the country and the nature of the service entailed requires commensurate compensation; and
- (b) that the nature of the operations of the Agency requires probity, integrity and incorruptibility.

(4) The Agency shall, with the approval of the Cabinet Secretary for

finance, establish a suitable social security scheme for the Agency Director and staff of the Agency.

(5) For the purposes of their functions under the Act, the Agency Director, certified forensic and financial investigators, shall have all the powers, privileges and immunities of a police officer in addition to any other powers they may have under the Act

(6) Any public officer who is transferred or seconded to the Agency under section 53(4) shall be regarded as a member of staff of the Agency and subject to the control and direction of the Agency

(7) The Agency may, with the approval of the Attorney General, make regulations for the better management, administration and operations of the Agency

21. Section 54 of the principal Act is amended by inserting a new subsection immediately after subsection (1) as follows—

Amendment of section 54 of Cap 59B

“(1A) Notwithstanding any provisions in any other written law, all cases of recovery of the proceeds of crime or benefits accruing from any predicate offence in money laundering, shall be handled by the Agency, in accordance with this Act.”

22. The principal Act is amended by inserting new sections 54A, 54B, 54C, 54D, 54E and 54F immediately after section 54 as follows—

Insertion of new sections in Cap 59B

Funds of the Agency

54A. (1) Parliament shall allocate adequate funds to the Agency to enable the Agency perform its functions under the Constitution, this Act and any other written law and the budget shall be a separate vote in accordance with Article 249 (3) of the Constitution

(2) The funds of the Agency shall consist of—

- (a) monies provided for by Parliament for the purposes of the Agency;
- (b) a percentage of the total proceeds recovered or realized from any property seized or forfeited to the Government, as may be prescribed, from time to time, with the approval of the Cabinet Secretary for finance;
- (c) such monies or assets as may accrue to the Agency in the course of the exercise of its powers or the performance of its functions under this Act; and
- (d) all monies from any other source provided, donated or granted to the Agency towards the achievement of the objects of the Agency.

(3) The Agency shall not accept any grant, gift, donation or bequests made on condition that the Agency performs any function or discharges any duty or obligation other than duties under the Constitution or this Act.

(4) The Agency shall disclose any grants, gifts, donations or bequests made to it in each financial year.

(5) The Agency Director shall, subject to the law, be charged with the responsibility of accounting for state monies received or paid out or on account of the Agency.

(6) The receipts, earnings or accounts of the funding and balance of the funding at the close of each financial year, shall not be paid into the Consolidated Fund, but shall be retained for the purposes of the Agency.

Bank
Accounts.

54B. The Agency shall open and maintain such bank accounts as are necessary for the exercise of the functions of the Agency.

54C. (1) The financial year of the Agency shall be the period of twelve months beginning first July and ending on the thirtieth June in each year.

(2) The Agency shall within three months before the commencement of the financial year, prepare annual estimates of the expenditure of the Agency for that financial year

(3) The annual estimates shall make provisions for all the estimated expenditure of the Agency for the financial year concerned and in particular, shall provide for—

- (a) the payment of salaries, allowances and other charges in respect of the Agency Director and other staff of the Agency,
- (b) the payment of pensions, gratuities and other charges and in respect of benefits which are payable out of the funds of the Agency,
- (c) the maintenance of the buildings and grounds of the Agency,
- (d) the funding of training, research and development of activities of the Agency, and
- (e) the creation of such funds to meet future or contingent liabilities in respect of benefits, insurance or replacement of buildings or installations, equipment and in respect of such other matters as the Agency may deem expedient

(4) The annual estimates shall make provisions for all estimated expenditure of the Agency for the financial year to which they relate, including of reserve fund to provide for contingency in the event of an unforeseen increase in expenditure and other emergencies not contemplated at the time of making the estimates

(5) The Agency shall review the estimates forwarded under subsections (2) and (3) and may make such alterations thereto as it may consider necessary, and shall forward the same to the National Assembly for approval.

(6) Upon approval of the estimates by the National Assembly, all monies from time to time required for the purposes of this Act shall be paid from the Consolidated Fund into the Agency's bank account.

Accounts and audit.

54D. (1) The Agency shall cause to be kept all proper books and records of account of the income, expenditure, assets and liabilities of the Agency.

(2) Within a period of three months after the end of each financial year, the Agency shall submit to the Auditor-General the accounts of the Agency in respect of that year together with a—

(a) statement of the income and expenditure of the Agency during that year; and

(b) statement of the assets and liabilities of the Agency on the last day of that financial year.

(3) The annual accounts of the Agency shall be prepared, audited and reported upon in accordance with the provisions of the Constitution and the Public Audit Act.

Annual reports.

54E. (1) The Agency shall within four months after the end of each financial year, make a report on its activities and operations during the financial year, and submit the report to the Attorney-General.

(2) The Attorney-General shall within fourteen days after receipt of the report from the Agency, submit the report to the President.

No. 3 *Proceeds of Crime and Anti-Money Laundering (Amendment)*

2017

The common seal of
the Agency

54F. (1) The common seal of the Agency shall be such device as may be determined by the Agency Director

(2) The common seal of the Agency shall be kept in such custody as the Agency Director shall direct and shall not be used except on the order of the Agency Director

(3) The common seal of the Agency when affixed to a document and duly authenticated shall be judicially and officially noticed and unless the contrary is proved, any necessary order or authorization of the Agency under this section shall be presumed to have been duly given

**FINANCIAL REPORTING CENTRE
DIRECTOR- GENERAL RECRUITMENT PROCESS**

1. The Anti-Money Laundering Advisory Board (AMLAB) in its meeting held on **Thursday, 23rd March, 2017** approved the advertisement for the position of The Director- General of the Financial Reporting Centre (FRC).
2. The advertisement was run in MyGov on **Tuesday, 28th March, 2017** and **4th April, 2017** and was an insert in the four (4) main dailies for the two (2) days. The advertisement was also uploaded on the FRC's website on **Tuesday, 28th March, 2017**.
3. The applicants who had met the required criteria as per the advertisement were to submit their applications and attach copies of their CVs as well as necessary certificates via email (info@amlab.co.ke) by **Friday, 7th April, 2017** at **1700 Hours**.
4. A total number of sixty-six (66) applications were submitted by the deadline given.
5. On **Monday, 10th April, 2017**, the HR Committee of the Board opened the applications and shortlisted the candidates as per the requirements stipulated in the advertisement. A total of eleven (11) applicants were shortlisted.
6. On **Tuesday, 11th April, 2017** and **Wednesday, 12th April, 2017**, a background check was carried out on the shortlisted candidates. The applicants were then invited for interviews.
7. By **Tuesday, 18th April, 2017**, nine (9) shortlisted applicants had confirmed that they would appear for the interview; one (1) indicated that he was out of the country and hence would not attend the interview. One (1) shortlisted applicant did not respond to the emails or to the phone calls.
8. The AMLAB held a special meeting on **Tuesday, 18th April, 2017** and approved the shortlisted applicants to be interviewed as well as the assessment tool. The list was also submitted to the National Intelligence Service (NIS) for further background check.
9. The applicants were required to submit the following documents before the interview commenced:-
 - Original and three (3) copies of Clearance Certificates from:-
 - Kenya Revenue Authority

- Higher Education Loans Board
 - Ethics and Anti Corruption Commission
 - Criminal Investigation Department
 - Credit Reference Bureau
- Original National Identity Card
 - Original Academic and Professional Certificates and nine (9) copies of each
 - Testimonials
 - Any other document relevant for the interview
10. The interviews were held on **Thursday, 20th April, 2017** and **Friday, 21st April, 2017** at Nairobi Serena Hotel, Hibiscus Room. Of the nine (9) invited applicants, two (2) did not bring any of the documents required and hence, they were not interviewed. In total, only seven (7) shortlisted candidates were interviewed.
11. The interviews were conducted by ten (10) AMLAB members comprising:-
- Chairperson
 - Representative, The Attorney General
 - Representative, The National Treasury
 - Representative, Governor, Central Bank of Kenya
 - Representative, Inspector General of Police
 - Chairman, Kenya Bankers Association (KBA)
 - Ag. Director, Asset Recovery Agency (ARA)
 - Ag. CEO, Institute of Certified Public Accountants of Kenya (ICPAK)
 - Director, Counter Terrorism Coordination, National Security Intelligence Service (NSIS)
 - Private Sector Representative
12. The Board members took turn to ask questions as per the assessment tool which was divided into different areas and weighted accordingly.
13. Each Board member scored each interviewee separately. Upon completion of all the interviews, the average score for each interviewee was determined and ranked from the highest score to the lowest.
14. The top three (3) candidates are as per the attached interview results.

28TH APRIL, 2017

- Each board member scored each interviewee separately. Upon completion of all the interviews, the average score for each interviewee was determined and ranked from the highest score to the lowest.
- The top three (3) candidates are as attached.



REPUBLIC OF KENYA

FINANCIAL REPORTING CENTRE

The Financial Reporting Centre (FRC) is established under Section 21 of the Proceeds of Crime and Anti-Money Laundering Act 2009 (POCAMLA) has the principal mandate of assisting in the identification of proceeds of crime and combating money laundering. The Centre invites applications from suitable individuals to fill the following vacant position:

DIRECTOR GENERAL

Vacancy No. FRC/1/2017

Number of Posts: One (1)

Description

The Director General is the Chief Executive Officer of the Financial Reporting Centre (FRC) responsible for overseeing the effective implementation and compliance of domestic and international Anti – Money Laundering (AML)/Combating the Financing Terrorism (CFT) laws and objectives by Reporting Institutions in Kenya. The Director General is the Secretary to the Anti-Money Laundering Advisory Board (AMLAB).

Duties and Responsibilities

- Formation and development of an efficient and performance driven administration
- Control and maintenance of discipline of staff
- Taking all decisions of the Centre in the exercise, discharge and performance of the Centre's objectives, powers, functions and duties
- Oversee the overall administration and management of the FRC, including operational, fiscal and strategic matters
- Oversee the preparation of monthly and annual financial statements, budgets, check's and protocols, including accountability
- Ensure compliance with domestic and international AML/CFT laws and standards by Reporting Institutions
- Establish, implement and supervise policies and procedures throughout the FRC to ensure that the institution is effective and efficient in identifying and detecting non-compliance with regulatory requirements
- Establish and maintain strong relationships with key stakeholders to promote an effective and synchronized approach to AML/CFT compliance in Kenya
- Facilitate collaboration and cooperation with regional and global institutions involved in AML/CFT compliance through effective exchange of information and system integration as necessary
- Utilise data analysis systems and methodologies to support monitoring and evaluation of information received from Reporting Institutions;
- Report to the AMLAB on progress in implementation of the objectives of the institution, its operations, identified control weaknesses and resolution planning.
- Ensuring the Centre's control systems are effective at all times

Requirements for Consideration

For consideration for appointment to this position, applicants must have the following:

a) Qualifications

- A degree in law, public administration, management, international relations, economics or finance from a recognized institution.
- A Master's degree in law, public administration, management, international relations finance, or economics will be an added advantage

b) Experience

- At least ten years work experience in the relevant field, of which at least three, shall be in senior management
- Experience in law, public administration, management, international relations, economics or finance, business management planning, personnel management and financial oversight.
- Excellent interpersonal, verbal and written communication skills.
- Demonstrated ability to manage and supervise staff at all levels.
- Effective decision making, problem solving and mediation skills.
- Demonstrated ability to share skills and knowledge with others.
- Demonstrated proficiency in data analytics
- Experience in developing compliance testing policies and standards.

c) Requirements of Chapter Six of the Constitution of Kenya.

Candidates will be required to obtain and submit copies of clearance certificates from the following organizations:

- a) Kenya Revenue Authority
- b) Higher Education Loans Board
- c) Ethics and Anti-Corruption Commission.
- d) Criminal Investigation Department
- e) Credit Reference Bureau.

Interested applicants who meet the above requirements are advised to submit their applications via email to the email address info@amlab.co.ke quoting the reference number of the vacancy on the subject line. The application shall include:

- a) A detailed CV
- b) Current and expected remuneration
- c) Contact information of three references
- d) Scanned Copies of academic and professional certificates

Applications close 7th April 2017 at 1700Hours.

THE FINANCIAL REPORTING CENTRE IS AN EQUAL OPPORTUNITY EMPLOYER.

ONLY SHORTLISTED CANDIDATES WILL BE CONTACTED.

Shortlisted candidates will be required to bring the following documents during the interviews;

- a) Copies of clearance certificates from the organizations mentioned above.
- b) Original copies of academic and professional certificates

*For additional information visit our website <http://www.frc.go.ke>

Daily Nation/My Gov/28-03-2017



REPUBLIC OF KENYA

FINANCIAL REPORTING CENTRE

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Vacancy No. FRC/T/2017

NUMBER OF POSTS: ONE (1)

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- Utilise data analysis systems and methodologies to support monitoring and evaluation of information received from Reporting Institutions;
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Requirements for Consideration

For consideration for appointment to this position, applicants must have the following:

- a) **Qualifications**
 - A degree in law, public administration, management, international relations, economics or finance from a recognized institution.
 - A Master's degree in law, public administration, management, international relations finance, or economics will be an added advantage
- b) **Experience**
 - At least ten years work experience in the relevant field, of which at least three, shall be in senior management
 - Experience in law, public administration, management, international relations, economics or finance, business management planning, personnel management and financial oversight.
 - Excellent interpersonal, verbal and written communication skills.
 - Demonstrated ability to manage and supervise staff at all levels.
 - Effective decision making, problem solving and mediation skills.
 - Demonstrated ability to share skills and knowledge with others.
 - Demonstrated proficiency in data analytics
 - Experience in developing compliance testing policies and standards.
- c) **Requirements of Chapter Six of the Constitution of Kenya.**

Candidates will be required to obtain and submit copies of clearance certificates from the following organizations:

 - a) Kenya Revenue Authority
 - b) Higher Education Loans Board
 - c) Ethics and Anti-Corruption Commission.
 - d) Criminal Investigation Department
 - e) Credit Reference Bureau.

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*For additional information, visit our website <http://www.frc.go.ke>



DIRECTORATE OF CRIMINAL INVESTIGATIONS

DIRECTORATE OF CRIMINAL INVESTIGATIONS HEADQUARTERS
P.O.Box 30036-00100 GPO
NAIROBI, KENYA

Ref. No. **PCC-AAABBHC7**

Date. **11 April 2017**

POLICE CLEARANCE CERTIFICATE

I hereby certify that the fingerprints recorded from

SAITOTI KIMEREI MAIKA

holder of ID No. **10402074** have been searched in Criminal Records Office's database with/without previous record. The validity of the information on this certificate is as of the date of issue.

REMARKS IN CASE OF PREVIOUS RECORD

OFFENCE(S): NIL

RESULTS OF TRIAL: NIL

DATE:

This Certificate has been issued without any alteration or any erasure

(P.M. Ndunda)

*For: Director, Directorate of Criminal Investigations
(P.T.O)*

NOTE: This is a computer generated certificate, to verify the authenticity of this document, send DCI to 21546



KENYA REVENUE
AUTHORITY

Tax Compliance Certificate

For General Tax Questions
Contact KRA Call Centre
Tel: +254 (020) 4999 999
Cell: +254(0711)099 999
Email: callcentre@kra.go.ke

www.kra.go.ke

Taxpayer PIN : A001311782J

Certificate Date: 12/04/2017

Name and Address :

Certificate Number:

Saitoti Kimerei Maika

KRAWON6701082017

Harambee house, Nairobi, Starehe District,
PO Box:7784,
Postal Code:00100



**This is to confirm that Saitoti Kimerei Maika,
Personal Identification Number A001311782J
has filed relevant tax returns and
paid taxes due as provided by Law.**

**This Certificate will be valid for
twelve (12) months up to 11/04/2018.**

Caveat: This certificate is issued on the basis of information available with the authority as at the certificate date mentioned above. The Authority reserves the right to withdraw the certificate if new evidence materially alters the tax compliance status of the recipient.

Disclaimer : This certificate is system Generated and therefore does not require signature. You may confirm validity of this certificate on the iTax Portal by using the TCC Checker.

HIGHER EDUCATION LOANS BOARD



Serial No: 114143

Compliance Certificate

This is to confirm that,
SAITOTI KIMEREI MAIKA

Holder of National IDNo. **10402074** is not a beneficiary of the University Loans Scheme.

Signed by: Head Of Operations

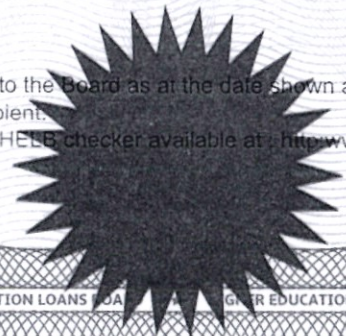
Manager, Loan Repayment and Recovery

Caveat

- a) This certificate is issued on the basis of information available to the Board as at the date shown above. The Board reserves the right to withdraw the certificate if new evidence materially alters the compliance status of the recipient.
- b) To confirm genuineness and validity of the certificate use the HELB checker available at <http://www.helb.co.ke> or contact our office.

Date of Issue: 12-04-2017

This certificate is valid until: April 2018



FIRST SCHEDULE (S.13) / TARATIBU YA KWANZA (S.13)**SELF-DECLARATION FORM / FOMU YA KUJITANGAZA****1. GENERAL INFORMATION / TAARIFA YA JUMLA**

Title / Cheo	Surname / Jina la ukoo	First Name / Jina la Kwanza	Middle Name / Jina la Katikati	Other Names / Majina Mengine
Mr/Mrs/Prof/ Miss/Ms/Dr Bw/Bi/Prof/ Binti/Bibi/Dkt	MAIKA	SAITOTI	KIMEDEI	
ID CARD No. Na. ya Kitambulisho	PASSPORT NO. NA. ya PASIPOTI	EXPIRY DATE OF PASSPORT TAREHE YA MUDA WA PASIPOTI KUISHA	PIN NO. NA. ya PIN	
10402074			A001311722J	
SEX (Tick) JINSIA (Weka Alama)	Occupation: Kazi: CIVIL SERVANT			
Male Kiume <input checked="" type="checkbox"/>	E-Mail Address: Anwani ya Barua pepe: saitoti@yachoo.com			
Female Kike <input type="checkbox"/>	Postal Address: PO Box Anwani ya Posta: SL Posta: 7724		Code: 00100 Msimbo:	
	Other Addresses: Anwani Nyingine: N/A			
Telephone No. Na. ya Simu	Mobile No. Na. ya Rununu	Other Numbers Nambari Nyingine		
020-2227411	0700649549	N/A		
RESIDENCE MAKAZI	ESTATE/TOWN/LOCATION MTAA/MJI/LOKESHENI		FIVE STAR ESTATE	
	DISTRICT WILAYA		LANGATA	
	COUNTY KAUNTI		NAIROBI	
	TOWN/CITY MJI/JIII		NAIROBI	
	COUNTRY NCHI		KENYA	
2. BIRTH INFORMATION / TAARIFA YA KUZALIWA				
DATE OF BIRTH /TAREHE YA KUZALIWA			7/1/70	

11 APR 2017

BIRTH CERTIFICATE NO. / NA. YA CHETI CHA KUZALIWA		
PLACE OF BIRTH / MAHALI PA KUZALIWA		IKAJIADO
DISTRICT OF BIRTH / WILAYA YA KUZALIWA		KAJIADO
COUNTY OF BIRTH / KAUNTI YA KUZALIWA		KENYA / NAIROBI
COUNTRY OF BIRTH / NCHI YA KUZALIWA		KENYA
3. NATIONALITY / UTAIFA		
Kenyan Mkenya <input checked="" type="checkbox"/>	Dual Kotekote <input type="checkbox"/> (Provide details _____) (Toa maelezo _____)	
4. MARITAL STATUS / HALI YA NDOA		
SINGLE <input type="checkbox"/> NINGALI SIJAOA/ SIJAOLEWA	MARRIED <input checked="" type="checkbox"/> NIMEOA/NIMEOLEWA	SEPARATED <input type="checkbox"/> NIMETENGANA
DIVORCED <input type="checkbox"/> NIMETALAKIANA	WIDOWED <input type="checkbox"/> NIMEFIWA	
IF MARRIED GIVE NAMES OF THE SPOUSE(S) (Surname, First Name, middle name, others) KAMA UMEOA TOA MAJINA YA MUME/MKE(Wa) WAKO (Jina la ukoo, Jina la Kwanza, jina la kati, mengine)		
CAROLINE LIPASO SHOOKA		
NATIONALITY OF SPOUSE UTAIFA WA MKE/MUME		KENYA
NAME OF CHILDREN UNDER THE AGE OF 18 YEARS JINA LA WATOTO WALIO CHINI YA UMRI WA MIAKA 18		
NONE STEPHANIE SAIKOTI BEDAN SAIKOTI JESSE SAIKOTI		
5. EDUCATIONAL QUALIFICATIONS / KUFUZU KWA KIELIMU		
PRIMARY CERTIFICATE CHETI CHA MSINGI <input type="checkbox"/>	SECONDARY SHULE YA UPILI <input type="checkbox"/>	'A' LEVEL KIWANGO CHA 'A' <input type="checkbox"/>
DIPLOMA STASHAHADA <input type="checkbox"/>	DEGREE SHAHADA <input checked="" type="checkbox"/>	MASTERS UZAMILI <input type="checkbox"/>
OTHERS VINGINE		PHD UZAMIFU <input type="checkbox"/>

HIGHEST ACADEMIC QUALIFICATION OBTAINED
KUFUZU KWA JUU ZAIDI KWA KIAKADEMIA ULIKOPATA

Qualification / Kufuzu	Institution / Taasisi	Year / Mwaka
BA	TECHNICAL UNIVERSITY OF KENYA	2015

6. LANGUAGE SPOKEN / LUGHA UNAZOZUNGUMZA

First Language Lugha ya Kwanza	Second Language Lugha ya Pili	Others Nyingine
KIMASAI	KISWAHILI	ENGLISH

7. MEMBERSHIP OF PROFESSIONAL ORGANISATION(s) (If any)

UANACHAMA WA SHIRIKA(MA) YA KITAALAMU (Kama yapo)

Name of Organization Jina la Shirika	Date of Admission Tarehe ya Kuandikishwa	Membership No. Na. ya Uanachama
N/A		

8. REASON(S) FOR DECLARATION / SABABU ZA KUJITANGAZA

Purpose for which declaration is required / Kusudio la kuhitajika kwa kujitangaza huku

Election Employment
Upigaji kura Kuajiriwa

Others (Specify) _____
Nyingine (Bainisha)

State office for which the declaration is being submitted
Ofisi ya serikali ambayo kujitangaza huku kunawasilishwa

FINANCIAL REPORTING CENTRE

9. MORAL AND ETHICAL QUESTIONS / MASWALI YA NIDHAMU NA KIMAADILI

Answers to the following questions are mandatory. If YES to any question you must provide additional information on a supplementary sheet.

Majibu kwa maswali yafuatayo ni lazima. Kama NDIYO katika swali lolote lazima utoe taarifa ya ziada kwenye karatasi nyingine.

	YES	NO
a) Have you ever engaged in any form of dishonesty in the conduct of public affairs a) Umewahi kujihusisha na hali yoyote ya kutokuwa mwaminifu katika kazi zako na shughuli za umma		✓
b) Have you ever abused a public office? b) Umewahi kutumia vibaya ofisi ya umma?		✓
c) Have you ever misrepresented information to the public? c) Umewahi kuwakilisha kwa njia isiyofaataarifa kwa umma?		✓
d) Have you ever engaged in wrongful conduct whilst in the furtherance of personal benefit?		✓

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d) Umewahi kujihusisha katika tabia mbaya huku ukitaka kujinufaisha kibinafsi?		
e) Have you ever misused public resources? e) Umewahi kutumia vibaya rasilimali za umma?		✓
f) Have you ever discriminated against anyone of any grounds other than as provided for under the Constitution or any other law? f) Umewahi kubagua yeyote kwa misingi yoyote mbali na vile ilivyoelezwa katika Katiba au sheria yoyote nyingine?		✓
g) Have you ever falsified official or personal records? g) Je, umewahi kudanganya katika rekodi rasmi au za kibinafsi?		✓
h) Have you ever been debarred or removed from the Register of Members of your professional organization? h) Umewahi kupigwa teke au kuondolewa kutoka kwenye Rejista ya Wanachama wa shirika lako la kitaalamu?		✓
i) Have you ever had any occupational or vocational license revoked and/or otherwise subjected to any other disciplinary action for cause in Kenya or any other country i) Umewahi kujipata katika hali ya leseni yako ya kikazi au ya kiufundi kutupiliwa mbali na/au vinginevyo kuchukuliwa hatua nyingine ya kinidhamu katika nchi ya Kenya au nchi yoyote nyingine		✓
j) Have you ever dismissed from employment on account of lack of integrity? j) Umewahi kufutwa kazi katika ajira kutokana na ukosefu wa uadilifu?		✓
k) If you have been a public officer, have you ever failed to declare your Income, Assets and Liabilities as required under the Public Officer Ethics Act, 2003? k) Kama umewahi kuwa ofisa wa umma, umewahi kushindwa kutangaza Mapato yako, Mali na Gharama kama unavyohitajika katika Kifungu cha sheria cha Maadili ya Ofisa wa Umma, 2003?		✓
l) Have you ever been the subject of disciplinary or criminal proceedings for breach of the Public Officer Ethics Act, 2003 or a Code prescribed thereunder? l) Umewahi kuwa mada katika taratibu za kinidhamu au kihalifu kwa kuvunja kifungu cha sheria cha Maadili ya Ofisa wa Umma 2003, au Msimbo ulioainishwa hapo chini?		✓
m) Have you ever been convicted of any offence and sentenced to serve imprisonment for a period of at least six months? m) Umewahi kushtakiwa kwa kosa lolote na kuhukumiwa kifungo gerezani kwa kipindi kipatacho miezi sita?		✓
n) Have you ever had an application for a Certificate of Clearance or a Certificate of Good Conduct or for a visa or other document authorizing work in a public office denied and/or rejected for cause in Kenya or any other country?		✓

n) Umewahi kutuma ombi la Cheti cha kuondolewa Hatia au Cheti cha Kinidhamu au cha visa au nyaraka nyingine zinazoidhinisha kazi katika ofisi ya umma na hivyo basi wewe kunyimwa na/ au kukataliwa kwa sababu yoyote nchini Kenya au nchi yoyote nyingine?

10. EMPLOYMENT INFORMATION / TAARIFA YA KUAJIRIWA

NAME OF EMPLOYER JINA LA MWAJIRI	POSITION/RANK CHEO/WADHIFA	DATE OF FIRST APPOINTMENT TAREHE YA KUAJIRIWA KWA KWANZA	DATE OF PRESENT APPOINTMENT TAREHE YA KUAJIRIWA KWA SASA
NATIONAL INTELLIGENCE SERVICE	PRINCIPAL INTELLIGENCE OFFICER	11/7/99	
WORKSTATION KITUO CHA KAZI HARAMBEE HOUSE NAIROBI	NATURE OF EMPLOYMENT (Constitutional/Elective/Permanent/Contractual/Other) AINA YA KUAJIRIWA (Kikatiba/Kuteuliwa/Kudumu/Kikandarasi/Nyingine) PERMANENT & PENSIONABLE		

11 APR 2017

OATH AND AFFIRMATION / KIAPO NA UTHIBITISHWAJI

I solemnly swear (or affirm) and certify, under penalty of false declaration under the Oaths and Statutory Declarations Act (Cap 15 of the Laws of Kenya), that all the foregoing statements in this declaration are true and correct to the best of my knowledge.

Ninaapa ya kwamba (ninathibitisha) na kuidhinisha, katika adhabu ya kujitangaza kwa uongo chini ya kifungu cha sheria cha Viapo na Kujitangaza Kisheria (Ibara 15 ya Sheria za Kenya), kwamba kauli zote zilizotajwa katika kujitangaza huku ni za kweli na sahihi kwa kadri ninavyojua.

Dated at / Mnamo tarehe Teuth, this / kwenye April
day of / siku hii ya 2017

SIGNATURE OF DECLARANT: [Signature]
SAINI YA ANAYEJITANGAZA:

SWORN/DECLARED BEFORE ME / ALIYELISHWA KIAPO/TANGAZWA MBELE YANGU

This / Mnamo 11 day of / siku hii ya April, 20 17
at / katika mahali hapa Nairobi

P. OKUNDI OGONJI
COMMISSIONER FOR OATH/MAGISTRATE
KAMISHNA WA KIAPO/HAKIMU

To verify this certificate visit: www.metropol.co.ke/verification

Serial No. MCRB/C112237



Metropol Credit Reference
Bureau Limited

Certificate of Clearance

SAITOTI KIMEREI MAIKA

National ID Number: 10402074

This is to certify that the above named person has No negative listing as at the date below.

Managing Director's Signature

09/06/2017

Date

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