



**INVESTMENT IN ECD BY THE GOVERNMENT AND HOW TO LOBBY  
FOR RING FENCING OF BUDGETS AND STRATEGIES ON HOW TO  
COORDINATE INTRA/INTER DEPARTMENTAL ON ECD.**

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## A HISTORICAL PERSPECTIVE TO ECD

- Child care as a household and community concern; the child belonged to the community.
- Changes including- settlement, urbanization, livelihood, absentee parents, mental health, deprivation and increased seclusion.
- Changes in local governance; less communal care, collapse of traditional leadership.
- The role of teachers and religious institutions
- The role of households and the community in dispute resolution (to the disadvantage of children), FGM, child labor and denial of basic rights





## A HISTORICAL PERSPECTIVE TO ECD

- Compartmentalization of government action on children (national and decentralized level)
  - ✓ Child-health services
    - **Pre and postnatal services**
    - **Immunization**
    - **Nutrition**
  - ✓ Home economics
  - ✓ Water and Sanitation Services
  - ✓ Education services
  - ✓ Day care services
  - ✓ Registration service
  - ✓ Children service
  - ✓ Criminal actions
  - ✓ Parenting services
- Culture, the community and child welfare (dispute resolution, FGM, child labour and access to basic rights)





## INVESTING IN ECD BY GOVERNMENT

### Before 2013

- Critical role NGOs and the civil society
- The role of children's officers; administer/ arbitrate/ prosecute complaints regarding child abuse, school fees, etc
- Negligible investment in early childhood education
- Birth registration and children not registered at Class 8 and at 18
- Limited government intervention through the District Development Committee system and the CAP 265 local governments
- Devolution is barely 11 years (inclusive of the 3-year transition phase) but often equated to a 60 year old National Government.





## THE CONSTITUTION OF KENYA AND ECD

- Childcare is a localised issue, best administered by the level of government closest to the people; county government
- The Bill of Rights; foundation of ECD.
  - Article 20 (1) on application of the Bill of Rights that binds all State Organs
  - Article 21 (1) on the duty of the State and 21(3) on the duty to address the needs of vulnerable groups, including children
  - Article 260 defines the State
  - Article 43 on Economic and Social Rights
  - Article 53 on the Rights of Children
  - Majority of the Rights of Children are County Government functions.
  - Articles 179 and 185 on the executive and legislative authority of the county government
  - Article 186, and Part 2 of the Fourth Schedule on the functions of the County Governments





## THE CONSTITUTION OF KENYA AND ECD

- Article 203 (3) on the need to ensure that finances allocated to County Governments are sufficient for them to perform the functions allocated to them:
  - a. Costing of functions not yet done

- **ECD(E) is not as a factor in determining the horizontal allocation of funds to County Governments. Current formula:**
  - ✓ 0.20\* Basic Share Index
  - ✓ 0.18\*Population Index
  - ✓ 0.17\*Health Index
  - ✓ 0.10\* Agriculture Index
  - ✓ 0.05\*Urban Index
  - ✓ 0.14\*Poverty Index
  - ✓ 0.08\*Land Area Index
  - ✓ 0.08\*Roads Index





## THE CONSTITUTION OF KENYA AND ECD

- Article 200 provides for the County Governments Act that provides for the Planning framework for the County Governments
  - ✓ CGA Section 106 (2) provides the basis of County planning based on the 4<sup>th</sup> Schedule and **on relevant national policies**
  - ✓ CGA Section 107 CIDP, Sectoral Plans, Spatial Plans. These are the primary county planning tools, including urban plans and urban authorities.
  - ✓ CGA Section 108. Planning to be based on data and GIS
- CGA Section 109 Sectoral Planning. For example, **Early Childhood Development Sector**
- **The Public Finance Act** provides the framework for budgeting, including the budget cycle





## BUGDETING for ECD

- Enhanced advocacy to institutionalise County Governments as **DUTY BEARERS**
  - ✓ Demystify ECD and lessen the latent tension between National and County Governments on ECD
  - ✓ Review the Childrens Act, including Sections 54,55,61,62 to align with Articles 179 and 185 and the Bill of Rights
- Resource allocation as a political process
  - ✓ Leverage on responsibilities and powers of the County Governor (the convening power and common voice of **Council of Governors**) and the County Assembly as entry points.
  - ✓ Leverage on the devolved functions; Schedule 4.
  - ✓ Equal thrust with the G7 (Women) Strategy; **G47 ECD Strategy**
- Anchor budgeting in the County Planning and Budgeting process
  - ✓ Provide evidence (data) and technical support for mainstreaming.
- Lobby for an education index in the revenue sharing formula.
- Advocate for costing of functions and then ring-fence







**THANK YOU**

