REPUBLIC OF KENYA

GOVERNMENT OF MAKUENI COUNTY

COUNTY TREASURY

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MAKUENI

Our Ref: GMC/FIN/REV.52/VOL.4.(04)

Date: 13th November, 2026

RE: RESPONSE TO REQUEST FOR RECONSIDERATION OF COMMUNICATIONS AUTHORITY OF KENYA (CA) LICENSING REQUIREMENTS – CRMIS TENDER

The County has received and reviewed a request to allow bidders who do not hold the required Communications Authority of Kenya (CA) Application Service Provider (ASP) Licence and Content Service Provider Licence (CSPL) to meet the requirement through partnerships with licensed aggregators.

While the County appreciates the explanation provided and acknowledges the use of aggregator arrangements in the digital payments industry, the request cannot be accommodated. The licensing requirements were included in the tender document to ensure that bidders have the necessary regulatory approvals to undertake the proposed assignment and can be held directly accountable for the services they offer.

The CRMIS is a critical County system that will support revenue collection, payment processing, communication and integration with other service platforms. The County therefore considers it necessary that the appointed service provider meets the stated regulatory requirements and takes direct responsibility for compliance, service delivery and any obligations arising from the use of the system.

Further, the County is required to conduct the procurement in accordance with the Public Procurement and Asset Disposal Act, 2015, and its Regulations. In particular, the principles of fairness, transparency, accountability and equal treatment require that the requirements set out in the tender document be applied consistently to all bidders. Introducing an alternative qualification arrangement would amount to changing the stated requirements and may affect the fairness of the procurement process.

In view of the foregoing, the County is unable to grant the request. All bidders are therefore required to comply with the licensing requirements as provided for in the tender document and submit valid licences issued by the Communications Authority of Kenya in the name of the bidding entity.

Yours Faithfully,

Cyrus Mutisya Ngonyo
Chief Officer- Socio-economic Planning, Budget, Revenue, M&E