



KENYA INSTITUTE OF SUPPLIES MANAGEMENT

“Promoting Professionalism in Supply Chain Management”

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INFORMATION RELEASE ON THE KENYA INSTITUTE OF SUPPLIES MANAGEMENT DISCIPLINARY COMMITTEE (KISMDC)

Preamble

The Kenya Institute of Supplies Management (KISM) is a statutory body established pursuant to Section 3 of the Supplies Practitioners Management Act (SPMA) No.17 of 2007. The Mandate of the Institute *inter alia* is to train, register, and license supply practitioners and regulate their practice. The Act should be read together with the Disciplinary Policy and Guidelines published on the KISM website; <https://kism.or.ke/>

The main regulatory responsibilities of the Disciplinary Committee are set out in the Act under the provisions of *Section 22 of the Supplies Practitioners Management Act, Cap 537* which establishes the Disciplinary Committee and elucidates its mandate and powers.

The Kenya Institute of Supplies Management Disciplinary Committee (KISMDC) is herein calling upon all professionals to familiarize themselves with their mandate, processes and procedures, and to inform the members of the profession that the Committee is properly constituted and actively considering the matters put before it.

The KISM Disciplinary Committee (KISMDC)

The Disciplinary Committee has a *quasi-judicial* function to hear and determine matters of alleged professional misconduct of Supply Chain Practitioners, put before it by a complainant.

Remit of the KISM Disciplinary Committee

The functions of the KISMDC are set out under Section 22 of the Act, which provides that *“The Disciplinary Committee shall receive and investigate complaints against supplies practitioners in accordance with the rules and regulations under this Act”*.

The Act confers powers to the Committee to hear cases referred to it by a complainant and provides the Disciplinary Committee with statutory powers for removal or suspension of a supply chain practitioner’s right to practice if they are found guilty of disgraceful conduct in a professional respect or found guilty of a conviction that renders them unfit to practice.



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This responsibility is set out in Section 23 under Section 23 (1) and provides that the Disciplinary Committee may **order the removal from the register, suspension of registration or revocation of the practicing license** of a supplies practitioner or the imposition of a fine on a supplies practitioner as may be prescribed by the Council if that practitioner is **found culpable of offenses** listed under Section 23(1)(d).

SEQUENCE OF DISCIPLINARY PROCEEDINGS BEFORE THE DISCIPLINARY COMMITTEE

The following is the statutory procedure and guide for the conduct of the Disciplinary Committee:

1. **Registration of the Complaint;** The complaint must be formally registered with the KISM Disciplinary Committee, as per the procedures outlined in the Disciplinary Policy and Guidelines.
2. **Preliminary Inquiry;** upon receiving the complaint, the Disciplinary Committee shall conduct a preliminary inquiry into the matter.
3. **Investigation;** Where the preliminary inquiry finds that the complaint discloses a *prima facie* case, the Disciplinary Committee shall initiate a formal investigation into the allegations.
4. **Disciplinary Action;** Where the allegations are substantiated through the investigation and disciplinary proceedings, the Disciplinary Committee shall consider appropriate disciplinary action against the members found culpable, as per the guidelines in the Disciplinary Policy and Regulations.

The Guiding Principles of the Disciplinary Committee

The Disciplinary Committee is guided by the following Principles:

- a) Due process: and
- b) Collaboration with relevant authorities.

Kindly be advised accordingly as the Institute embarks on enhancing enforcement of compliance with the SPMA, Cap 537.

Kenneth Matiba

Secretary, Disciplinary Committee & Chief Executive Officer
KENYA INSTITUTE OF SUPPLIES MANAGEMENT