

COUNTY ASSEMBLY OF KISII

HANSARD

Wednesday, 19th October, 2016

House sat at the County Assembly Chambers at 1431hrs

Hon. Speaker {Kerosi Ondieki} in the Chair

PRAYERS

HON. SPEAKER: Orders of the day! I am not comfortable about this side. Come honourable!

(Consultations)

NOTICES OF MOTION

There was a Notice of Motion to be given by Honorable Nyagoto, it shall be deferred to the next sitting and it will appear in the Order Paper.

Members if you have seen the Order Paper, it is changing; everything will be appearing in the Order Paper even if it is a Petition, a Motion, a Bill and you will be accessing it from where you are seated because we are sending everything to the website. You can do it through your phone, Ipad, tablet or laptop and we are going to be very strict about it.

HON. GEORGE BIBAO: Mr. Speaker sir, I do not want to talk about discrimination but you may find that George Bibao is analogue, how can I access that if I am not IT compliant?

HON. SPEAKER: Honourable George Bibao, I will not answer that one but if you come to my office, I will tell you what to do. However because we want to deliver services, we will provide a few for those who cannot access. Nevertheless, if you can access it on your phone, you will be very happy because you will access it anywhere even in the bush.

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HON. GEORGE BIBAO: That is very good because we want to access information. However, I fear and we know each other and I might be an example. There are Members who cannot, consider everybody so that we have those...

HON. SPEAKER: And I have said I will be giving some copies to those who cannot. In fact you should not have used yourself as an example, you should have used my friend, the Chief Whip Minority.

(Laughter)

HON. GEORGE BIBAO: As he is seated here he is digital. He had shown me some phone and I was envying him.

HON. SAMSON NYAGAKA: On a Point of Order. Mr. Speaker I do not want to look as if I am pulling the legs of my friend from Bokimonge but I must...is he in order to mislead the House that he is analogue while he is the most learned ICT Honorable Member in this House? I will confirm, let us open the WhatsApp Kisii County Assembly.

HON. SPEAKER: You did not get him clearly; he was avoiding a suit, so he said he would use himself as an example. I got him clearly, we all know that he is actually digital. Next order!

STATEMENTS

We shall not have the Statement hour under Standing Order No.40 tomorrow but I will allow if there is any member making a personal Statement.

HON. KEPHA MANYURA: I am reading on behalf of Elkanah.

HON. SPEAKER: You cannot, it must be personal! I appreciate, I would want you talk but it must be personal. Elkanah, did I approve that one?

HON. ELKANAH NYANDORO: You approved it Mr. Speaker.

HON. SPEAKER: I do not want that one but a personal one. People talking about themselves but you can proceed.

STALLED PROJECTS IN BOIKANGA WARD

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HON. ELKANAH NYANDORO: I am asking Honourable Manyura to read on my behalf because I am not feeling well.

HON. KEPHA MANYURA: Thank you Mr. Speaker sir. This is a Statement by Honourable Elkanah Nyandoro.

I want to make the following Statement under Standing Order No. 40 concerning the letter I wrote and delivered to the Governor of Kisii County Government on the 24th of November, 2015 regarding the stalled projects in Boikanga Ward in the financial years 2013/2014, 2014/2015 and 2015/2016.

Mr. Speaker sir, I wish the following be clarified:

1. Why all those projects that were assigned to Boikanga Ward since 2013 to date stalled.
2. To expose and provide the number of completed projects since 2013 to date, the amount paid for the projects and to which contractors.
3. The number of projects currently on-going, the amount of money that has been paid, the balances outstanding for the projects and the reasons as to why the projects have not been completed.
4. The projects that have been done, why they have not been done and how much was allocated for the same.
5. The procurement processes for the BQs; whether they complied with the law.

Mr. Speaker sir, could you please use the discretionary powers to allow this Assembly to address the above issues urgently before the residents of the Ward pluck twigs and stage a demonstration against me to demand for their inherent rights enshrined in the Constitution of Kenya 2010.

Thank you Mr. Speaker sir.

HON. SPEAKER: Thank you. Therefore, from which Ministry are you seeking a Statement?

HON. KEPHA MANYURA: He is seeking a Statement from the Government.

HON. SPEAKER: So the ECM Finance to furnish that in two weeks' time. Yes, Honorable Onduso! On Statements, you know we are on Statements. Do not comment about that, I will finalise, you will comment after the report has come.

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Any other statement? The Statements I am thinking about are very many, it is an open thing. You even remember there is a time Members of the National Assembly sometimes talked about their lives being in danger. You will talk about that if you feel like talking about it or even when you are misquoted out of context or something.

HON. GEORGE BIBAO: I want to have the direction of the Chair on Statements and when we were starting the sitting of the 4th session and if I heard you clearly, we said that this time round as a House we must follow the procedures and adhere to the rules of the House.

HON. SPEAKER: That is correct.

HON. GEORGE BIBAO: And Mr. Speaker sir you empowered committees and mandated them to do their work. I am a worried man and I do not know whether we are going to repeat this. We have been seeking Statements in this House. If I can remind you, I had brought a Statement here on the Kshs. 90 million fuel levy funds that were given to Kisii County Government and I wanted to know how that money was used especially in Bokimonge Ward.

Mr. Speaker sir, from where you are seated you directed that that Statement would have been brought to the House before Honourable Nyaega passed on. I do not know what is happening.

Secondly, there is a pertinent issue of employment in this County. I have seen there is an advert outside here that we are going to have recruitment and this very House- from the Honourable Onukoh- requested---

HON. SPEAKER: Order! Do not mix them.

HON. GEORGE BIBAO: I am on Statements because Honourable Onukoh requested a Statement to have data of employees in this County Government. You directed that we have the information in this House. Up to now we do not have such information, no data. Besides, I gather-from reliable sources, I do not want to reveal-that there is a case even in court challenging the same.

As a House, let us bring sanity and order in this County Government. When we request for this Statements, let them be availed because we want to assist the people of Kisii.

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I am urging you that the Statements we are requesting for are for the benefit of our people and ourselves, therefore, we want information. I rest my case and hope that there are directions you are going to give today that will assist these Honorable Members. Thank you.

HON. SPEAKER: Thank you George Morara for that. Sorry, I thought you were going to mix up the issues but eventually---

(Consultation)

Chief Whip I am addressing George, if you can give me time then you can consult with him.

Indeed, I agree with you on not only Statements but also Petitions and even Bills. Not every other business of this House is taken seriously. The timelines given are not taken seriously. We have actually found out that because you do not follow the timelines, we have given a blank cheque to the executing arm or implementing department of this House who are also not serious.

I am giving this direction that timelines given must be followed. If you are given three days, please do that thing within three days because the payments will be made for the three days only. If you need an extension, then you must be there at that time to ask for it but not to be very sure that you will get an extension because I am also going to be very strict to require reasons why you need extension of time. If the reasons are not convincing then I will require that you proceed to table the report.

We are going to be very strict about timelines. There shall be a tracker for Statements and Bills from the table office. So the table office through the Deputy Clerk, is put on notice to let us know. Remind the chairpersons of committees so that timelines are followed. Ask the Deputy Clerk to come and see me so that we can talk about it.

Honorable Nyamache, I am discouraging this idea of you walking in and switching on your machine. You have to first understand what is going on. I saw it happen in the National Assembly yesterday.

RECONSTRUCTION OF BRIDGES

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HON. EDWARD OTUKE: I am seeking a Statement from the Minister for Finance. We passed some monies here sometime back on projects that were washed away by floods. We all know that the Ward I represent, Bogusero, is prone to floods. When we last had floods around two years ago, roads and bridges were washed away. The bridge linking Nyamatuta and Nyamondo was washed away and is yet to be constructed to date.

Another bridge is that of Nyamokenye in Matieko area. It was washed away. We approved a lot of monies here to reconstruct these bridges and roads. If you go to the interior areas of Bogusero where we have these effects, you will find that most roads are gullies. Transportation is a problem.

I therefore need an answer as to why those roads and bridges have not been reconstructed to date. Thank you. I rest my case.

RECONSTRUCTION OF BRIDGES IN RIANA WARD

HON. OBOTE MOTONU: Thank you. I wish to make a Statement concerning Riana. Some bridges were washed away in 2013 during the heavy rains. Indeed the area has good roads but the major problem is how to connect those roads with bridges.

I remember in Governor's first visit to Bonchari in 2013 the people of Riana presented photos of the washed away bridges. He promised to do whatever is necessary to replace the bridges. That is yet to happen to date.

Therefore, I am asking the Ministry of Roads, Public works and Transport to replace the following bridges:

- i. Rianyachoti
- ii. Riasakari
- iii. Botori
- iv. Riagesicha

I remember when the Governor came to check on the roads that have been constructed in Riana roads, he was forced to cross one of the rivers---

(Pause)

I would wish that the chairman hears this---

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HON. SPEAKER: Do not mind about the chairman.

HON. OBOTE MOTONU: Recently, our Governor, Hon. James Ongwae, came to Riana to confirm if the much talked about roads have been made; he found out that indeed good roads had been made but there are no bridges. We now go longer distances to reconnect to the very road that he had come to see. The people of Riana are asking of when these bridges are going to be put in place.

HON. SPEAKER: I will require that the Minister in charge answers that Statement because there seems to be a problem-which I do not want to talk about now. We shall read it here on that day.

HON. TIMOTHY NYARANG'O: I initially wanted to ask a question but on second thought I have realized that no one in this Assembly can answer it.

I have been watching the proceedings of the National Assembly on TV and whenever questions and Statements are made, the Leader of Majority, Honorable Aden Duale, always has answers at his fingertips.

My question is, now that we do not have an equivalent of ministers in this House, what happens to the questions that we ask? Our Chairmen always also seek for answers from the Ministry of Public works and other departments just like me. We usually bump on each other on the corridors. This means that they are just as ignorant as me especially on the implementation of projects. So why do we ask questions in this Assembly when there is no one to answer?

Let me let in a secret in this Assembly; I have discovered that even these ministers have no answers to these questions that we ask. You ask them a question and they tell you to ask the Chief Officer. What is the work of these ministers? We can do an experiment this afternoon; one of us went to a minister and some are just seated waiting for August 2017 to see if they will come back. We can start with the chairmen of the committees in this Assembly. Are they working or they are busy elsewhere? Will we be time-barred if we replaced the chairpersons of these committees so that if we ask questions on the implementations of these projects we get people who understand what is happening?

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HON. SPEAKER: Honorable Nyarang'o, you may be wondering why I am looking at you and not commenting. You are asking very important oversight questions. Such questions should be followed by substantive Motions. You are making very serious allegation that there are some ministers who do not know what is going on such that when you ask them they refer to you the Chief Officer or even the Governor. Why don't you wake them up? You can do it from where you are standing.

HON. TIMOTHY NYARANG'O: Mr. Speaker, if I am to give an example of 2014/15 ECDE classrooms. A contractor came to my Ward and dug foundations in two schools, brought about 200 bricks to each of the schools and disappeared.

Two years later when I asked the Minister concerned he told me that the work had been done but asked me to confirm with the Chief Officer. The Chief Officer referred me to the director. The director looked up the contractor who said that he abandoned the work two years ago. Nobody-including the Minister, the Chief Officer, and the Director-knows what happened.

HON. SPEAKER: When were you asking this question?

HON. TIMOTHY NYARANG'O: It is about two months ago. As a result they have now written to the contractor to terminate the contract and are in the process of awarding another. Which means nobody knew what was going on. Maybe the Governor is busy working up here but in the middle and below here, people are asleep. Why don't we start with our committee chairmen, if they are the people giving answers or making follow ups?

I think that Honorable Duale is the Leader of the Majority equivalent to the Prime Minister who should make a follow up and know what is happening from these chairmen. I do not know the structure. Let us not ask questions which do not have answers and there is nothing effected. Why don't we discuss other matters if we are keeping ourselves busy before August 2017?

HON. SPEAKER: Thank you. As I said earlier, you are raising a very pertinent issue. I will start by telling you that you are elected to represent those people. If you have identified a problem with the ECDE classes, you should be able to follow it up seriously yourself and whenever you see a problem raise it here because this is the best place to do

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it. I am sure if we did what we are doing now- you went there and actually asked. It is like you went to fight them. You are not over-sighting, you went actually to do a physical fight. If you came here and did what we are actually doing now, then I think you could have got the answers.

I cannot blame those people in the departments because most of them are busy doing other things as you know. They are not working for other people or for the County because they are not going to be re-elected. After all some of them are employed on permanent and pensionable basis, so once they know that they will get the money and go home, if they get anything which they can carry on the way they will.

Therefore, I am asking you Members to be vigilant and come on a Thursday afternoon like this-because what we are doing today should be done tomorrow- and raise those topical issues.

In this particular one, I am asking the ministry concerned to give us a report on why this project had stalled for the last two years. He has to give us a convincing reason and a reason why they are terminating it now instead of then. Otherwise, the relevant committee will be forced to take action and the time line which I am now insisting on is one week.

So the table office should be able to give me a letter demanding that and should remind me that we need that answer at that time.

LAP FUND

HON. TABITHA OKONGO: Thank you Mr. Speaker for according me the chance to make a personal Statement which may also be owned by all the Members because what I could be facing might be applicable to them.

Sometime in the last session we sought a Statement from the chairman Budget Committee on our contributions to the LAP Fund and our gratuity. Mr. Speaker you realize that even as you sit there you do not know how much you have contributed so far.

He gave us a good reason of saying that the firm was doing auditing and then they would avail statements. Some of us like myself- I want to say that is where I have saved quite something that I will use if I do not want to be in politics or if I am going to politics

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I will use that money to do my campaigns and all that. Equally it is the same to all Members but I have always wondered why when it is our welfare, Members take sides. I want to repeat it here that the chairman for Budget Committee whom everybody respects and we gave him a second chance to serve us as chairman Budget Committee must be able to give us a Statement next week failure to which probably we will decide to follow it up individually---

HON. SPEAKER: You are allocating yourself the powers of the Speaker, what you should have done is to just talk and then I will give you the timeline.

HON. TABITHA OKONGO: Mr. Speaker, I am putting you in that mood that even yourself you might not get that money to campaign when we come back here to convince us to reelect you as the Speaker so your silence is probably an indication that you are updated about your contributions.

HON. SPEAKER: Listen Honorable Tabitha, you cannot talk like that about the Speaker. The Speaker has no voice, he cannot talk from there; I am only here to make sure that you are working. If anything if you want to protect me, it is you to do so.

HON. TABITHA OKONGO: That is why I am saying that we all need to update our records. We do not have to continue pretending that let us have a task force, let us have this. If that is my docket like I have said it is the docket of the Budget Committee chairman, in as much as he works so hard to make sure the budget is here in time, let him also bring that Statement updated so that we know that at the end of the day when we want to apply to withdraw our money from the kitty we will be sure of the amount of money to apply for.

Finally, it is my concern that we lost a colleague and we have not healed up to now. We continue counting ourselves as 71, hopefully we will get one to fit his shoe to continue supporting and serving the people of Nyacheki. I still want to say that the widow might not come here to make a follow up of the benefits and other things that belong to her beloved husband, we are very busy to the extent that sometimes when our children are asking something of us you find that you are very busy you to convince your electorate, you want to make do so many things, you want to make ends meet.

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I am calling upon this honorable House that we fast track all that was due to the late that is when we will give him the respect even as he is resting there. You know all of us will go there at one time. What we would want to be done to us when we also rest is what we want to do for our colleague.

Furthermore, I am kindly calling upon the committee that was in place to oversee the burial and other arrangements. This is something that when you are sleeping and watching how people die and leave families and nobody remains to make a follow up of how they are faring on, it really hits me. In the past two weeks my neighbor passed on, a person who had invested so much- and a big question arises- who knows her savings, who knows her estates?

It comes to a point that the children we have may not overstretch themselves to know what we had. If I had a piece of land somewhere they may not have known but since we are colleagues we know those things of our colleague especially what pertains to gratuity and insurance. I know we are busy such that we cannot make a follow up to that level. I am calling all of us to take it as a responsibility and do the needful. That will earn us respected. Thank you Mr. Speaker.

HON. SPEAKER: Thank you. You have talked about two important things; on the issue of LAP Fund, I remember the chairman had said that he would give us an answer as you have just said. On this one, I would direct that he gives us that answer next week on Tuesday at 2.30 p.m. I am insisting on timelines and I am going to be very serious about these timelines and we will take action.

The other issue which you did not mention but is very important is the issue Group Life Insurance cover that I ordered to be procured because we have the money but I now want to give the responsibility specifically to one of the Members of this House to go and find out the benefits of the late Peter Nyaega Ongeru. What are the benefits, what is he supposed to be given as a Member? Because he is the first Member to pass on, it would be important for you to know what he is entitled to, what he is supposed to be given and also the issue of this Group Life Insurance. This Member will therefore come and give us a full report on the Group Life Insurance. He or she is free to even go the National Assembly and also benchmark on that.

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This I will give to the acting Leader of Majority today and I am not giving it to you as the Leader of Majority but as a Member of Kiamokama, Ken Mianya. Do it and bring us a report in the next two weeks. The table office, note that.

ROADS TO HONORABLE MEMBERS HOMES

HON. IRENE ARERI: Thank you Mr. Speaker for the chance. I am concerned about this; when Mr. Nyaega passed away is when we went there to make the road. I requested that every Honorable Member be given a road that leads to their home but up to this time there is nothing which has been done. Thank you Mr. Speaker.

(Applause)

HON. SPEAKER: Hon. Irene Areri, please bring a Motion to that effect so that we can direct properly.

LAND RECORDS

HON. ONCHONG'A SAISI: Thank you Mr. Speaker. I requested for the land records of my people who are physically in Kisii but their land parcels are in Nyamira. It is now three years since I requested for the same. I do not know what is happening.

HON. SPEAKER: I am sick and tired of that one and we are giving the last directive that the Minister for Lands himself will give us a report in the next two weeks and I am insisting that the table office to note that. Write the letters to them because they cannot know what we have been saying here. We have to do the letter to the Minister and for him to respond to the House now.

HON. CHARLES NYAGOTO: Thank you Mr. Speaker. I want to thank you most sincerely because you have started giving directions as per the Standings Orders. That is the way to go and if you read our Standing Order No. 41(c) the things you are directing to the chairman such as the chairman of Lands to bring the Statement to the Assembly about the case immediately, that is what is supposed to be done. All the chairmen, as Honorable Nyarang'o said, should be accountable for that...

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HON. SPEAKER: Order! Hon. Risper, you are a Leader of Majority; you have seen there is no Leader of Majority here and you are walking out, what do you mean? There is nothing like that, when you come here look around and if you see there is no Leader of Majority, remain here until the business of the House is finished and that is my directive!

HON. CHARLES NYAGOTO: Mr. Speaker I was thanking you most sincerely for giving the right directions which the House should follow. I am commenting in view to what is happening, other than giving you some work to go and write the letters, let the chairman go and bring the answers from various departments as directed.

HON. SPEAKER: That one is overruled because I have tried that and it is not working.

INCOMPLETE PROJECTS

HON. CHARLES NYAGOTO: What I am saying is that quite a lot of things are at a standby; we have gone through various departments. As we were on recess we interviewed some departments as you had given directions. There are some departments which have not shown up to yield to your call as you had told them to come back and do that work so as to give them information. I am also kindly asking you that we revisit some of those departments like the Lands Department, the Ministry of Health---

HON. SPEAKER: Did they fail to come because of any reason?

HON. CHARLES NYAGOTO: They never gave reasons for not coming.

HON. SPEAKER: If they did not give you a reason, you apply for summons so that we can summon them. When they are summoned, the only excuse they can give you is critical condition in hospital or they are dead but they cannot say they are outside the country. So apply for summons where necessary.

HON. CHARLES NYAGOTO: Thank you Mr. Speaker. Just like Honorable Nyarang'o was saying there are ECDE classes for 2013/2014 which to date have not been finished and those projects must be finished. They were given tenders anyhow, anybody

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was picked from the streets and given a tender despite the requirements which had been given.

Mr. Speaker, if you go around and see those classes which were built then and the ones which are there now they are quite different, it is as if we are now doing other things than what used to be done.

Then we are calling upon the devolved units especially education and more so ECDE program to be taken care of properly and followed up to the latter to be seen that they are working round the clock. What we also want is that we have talked about our offices done under administration; I know quite a number of Honorable Members here do not have offices including myself. We have followed this up since 2013 and those offices are not even complete, some people were given and they became white elephants---

HON. SPEAKER: By the way you know-I think because we are the first ones- we were the ones who were supposed to build those offices for you but they went to the Executive-for a reason which the Honorable Leader of Majority will not explain right now. But are you serious that they have not been completed?

HON. CHARLES NYAGOTO: They are not complete.

HON. SPEAKER: You are the chairman of the Implementation Committee, can I have the list of those ones which are complete, those which are half way done and those which have not been started at all? After that we can have an answer from the Administration Ministry within two weeks. So give me the list next week then after that we can have...

HON. CHARLES NYAGOTO: Mr. Speaker, I will produce that list and the status.

What I am also saying is that there are misplaced departments like that which is called collection of garbage which is under Lands and Urban Development. The department is wrongly placed; it is supposed to be in the Ministry of Environment and Natural Resources. When you ask the Environment why they are not collecting garbage they say the vehicles are in Lands. When you go to Lands they tell you they are in Natural Resources. We do not know who is carrying the responsibility but all along Mr. Speaker, kindly give directives on these. But with the...

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HON. SPEAKER: Hold on!

I do not understand the issue you are talking about. Are you saying garbage collections should be under Environment?

HON. CHARLES NYAGOTO: Yes.

HON. SPEAKER: But where is it?

HON. CHARLES NYAGOTO: It is under Urban Development. In fact, even the people...

HON. PIUS ABUKI: On a point of information. Mr. Speaker sir, what Honorable Leader of Implementation (Hon. Nyagoto) is saying is not true because the department he is talking about is under Kisii Town which is completely different from the Ministry of Environment. So when we collect this garbage it is under the Ministry of Lands but under Kisii Town. Thank you.

HON. SPEAKER: Can we get a clarification from the Ministry of Lands?

HON. RONALD ONDUSO: On a point of information. Mr. Speaker, I want to inform on what the Honorable Member is saying. As the chairman of Environment we have followed up on that issue and sincerely it has been very difficult to understand why the Town Administration Services thinks that collecting garbage is a responsibility of Environment and Natural Resources. Garbage collected in town and that collected from the rural is still garbage and the department of Environment is supposed to take over the service but the Town Administration has taken it over and they have been doing it from when we started.

HON. SPEAKER: Honorable Abuki, under who is Town Administration?

HON. PIUS ABUKI: Under Lands.

HON. SPEAKER: Let us get a report from that ministry. They may be having a very good reason which you cannot dispute. Let us wait for them to bring the report on Tuesday afternoon. Make sure you do a letter to them today. Can we finish now?

HON.CHARLES NYAGOTO: Yes sir. I was only trying to finish up that those people who are charged with the responsibility of garbage collection and waste management are all under Environment. Nobody is in Urban, they do not understand.

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What we are saying is that in our record when we were interviewing them, they all said this is a section which is supposed to be with them so that they can collect garbage as requested by Urban Development. Thank you.

HON. SPEAKER: Thank you for bringing up that issue. We will look at it once the Minister brings the report to be read by you on Tuesday afternoon. But let it come and then we decide. If there is a conflict, there is a way it can be sorted out; there is no problem. Members, remember today I have a lot of time for you so do not be in a hurry.

HON. EVANS MOKORO (Deputy Speaker): Thank you Mr. Speaker. I have two issues that I want a clarification on through your Chair.

As a member of the Budget Committee, we had allocated some money for road maintenance in the previous financial year whereby we were requested by the same ministry to submit a list of the people who were going to do the maintenance of the roads.

HON. SPEAKER: I am lost because you are saying that you are a member of...

HON. EVANS MOKORO: I am a member of the Roads Committee which does not sit.

HON. SPEAKER: You said you are a member of the Budget.

HON. EVANS MOKORO: Yes, a member of Budget and Roads too.

HON. SPEAKER: Hold on! Let us get this clear, you said as a member of the Budget, and because you are a member of the Budget you were asked to give a list of roads---

HON. EVANS MOKORO: Get me clearly Mr. Speaker. Let me correct it. I recall what we had done I budget making, there was some money which was meant to maintain the roads---

HON. SPEAKER: Which roads? Wards?

HON. EVANS MOKORO: The County roads which were being made in the previous year.

HON. SPEAKER: Now I get you, are you talking about maintenance of roads?

HON. EVANS MOKORO: Yes, Ward roads. As the 45 elected Members we were requested to submit a list of people who were going to do it in labor based.

HON. SPEAKER: Who requested you to do it?

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HON. EVANS MOKORO: The Ministry of Roads. We gave a list and some of our Members were going to be trained from the same department so that they can be overseeing what is being done as far as maintenance of the roads is concerned. Up to date we have not utilized even Kshs. 10 from the kitty and nothing has been done to the effect.

You are aware, and I want to confirm that the follow up on the same-I do not know whether the Chief Whip who is the vice chairman of the said committee is around- we have never deliberated over the same and we do not know how the implementation is going to be done. It is worrying because the implementation of the budget---

HON. SPEAKER: How much money was allocated?

HON. EVANS MOKORO: I cannot recall but given time I will come with the clear picture because it is captured in the budget.

HON. SPEAKER: Thank you. What I will give as the directive as you sit down is that the Minister to give us a report on that topic on Tuesday at 2.30 p.m. The report will be sent to me so that I can give somebody to read it.

HON. EVANS MOKORO: I have another issue.

HON. SPEAKER: Now you are giving yourself more time.

HON. EVANS MOKORO: Kindly, it is a burning one.

It is almost the same the same issue. I am worried that when such issues are being raised in this Assembly it is very unfortunate that the people who were seriously mobilizing the respective committees that they are chairing are not around when we are in the Statement time in order to capture what is being asked...

HON. SPEAKER: When did you have the last meeting?

HON. EVANS MOKORO: I called them last week and no member turned up.

HON. SPEAKER: That is not the question. The question when did you last have a meeting with your members?

HON. EVANS MOKORO: Last week, Mr. Speaker.

HON. SPEAKER: Did they attend?

HON. EVANS MOKORO: Some.

HON. SPEAKER: Did you have a meeting?

HON. EVANS MOKORO: Yes, but we did not meet the quorum threshold.

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HON. SPEAKER: When did you last have a meeting?

HON. EVANS MOKORO: For that one unless I go to the record I then I can report.

HON. SPEAKER: What I want to advise you is that when you live in a glass house do not throw stones. You are throwing stones. Can you call a meeting of your committee and invite me there?

HON. EVANS MOKORO: Thank you Mr. Speaker. Obligated!

HON. SPEAKER: When will you do that?

HON. EVANS MOKORO: Immediately.

HON. SPEAKER: You know the immediate issue is the problem.

HON. EVANS MOKORO: On Monday.

HON. SPEAKER: Seven clear days from today.

HON. EVANS MOKORO: Let me do it on Monday.

HON. SPEAKER: Invite all those members, I will know what to do to whoever that will not come.

HON. EVANS MOKORO: Thank you Mr. Speaker. The issue I had is there is some money that was set aside...

HON. SPEAKER: What you do, can you raise it in that meeting, and I will know what to do.

HON. EVANS MOKORO: That is a different one Mr. Speaker.

HON. SPEAKER: No, just leave it.

HON. EVANS MOKORO: Mr. Speaker, it is a burning issue in Culture.

HON. SPEAKER: Can you stop there!

HON. EVANS MOKORO: Mr. Speaker, we are asked a lot of questions. Kindly, give one second I...

HON. SPEAKER: Can you stop there! I want to give Manyura. Today, I want to exhaust all those then give direction.

HON. KEPHA MANYURA: Thank you Mr. Speaker for catching your eye.

LIST OF DISABLED EMPLOYEES IN KISII COUNTY

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HON. KEPHA MANYURA: Thank you Mr. Speaker sir for this. I want to seek a Statement from the Public Service Board on the employment issue. I want them to give me a list of the people living with disability employed in Kisii County. I want both from the Public Service Board and the County Assembly Service Board.

HON. SPEAKER: I will give you from the Public Service Board. For the County Assembly Service Board, you have no powers to over sight it because you will be over-sighting yourself. So write a letter to me, I will know what to do.

HON. KEPHA MANYURA: I am just a worried man because I have never seen any person with special interest in the County Assembly yet I am there representative.

HON. SPEAKER: I am also worried because that is a very bad...when audit will be done we shall been in a problem.

HON. KEPHA MANYURA: That is what I want to know. I want to know whether the 0.05 % is there. Thank you Mr. Speaker sir.

HON. SPEAKER: I am told the chairman of the Service Board is bereaved and I know that. I also know that as we speak the fund raiser is going on so that the remains of the mother can be interred on Monday. As we go to contribute, I will also give direction that what Honorable Manyura has said is very crucial.

This Assembly should know if the threshold contained in Article 54 of the Constitution has been attained. So we need to have that answer within three weeks from today. So a letter should be done to that effect.

CAR STICKERS AND PARKING

HON. RONALD ONDUSO: Thank you Mr. Speaker for allowing me to also give a Statement. I want to start by thanking God for taking care of us throughout the recess even in the midst of many things.

I am on record for having asked this House to consider us in terms of cars stickers and parking. As we think of sweeping our corridors and the houses out there it is

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my humble consideration that we think about ourselves and really consider that we are secure even outside this Assembly.

I have been harassed more than four times. Last week I parked outside Sakawa Hotel and some people who were not even members of staff of the County commanded that my car be clumped just because I had parked in their alleged own parking.

Honorable Motonu once quoted in this Assembly that there are people who seem to be challenging what you rule from your Chair. I want to...

HON. SPEAKER: That will not happen again, just wait and see.

HON. RONALD ONDUSO: If we get those stickers, I will be a happy person. Thank you Mr. Speaker.

HON. SPEAKER: Thank you very much for raising that issue; and members you may be worried why we are doing this today. I actually was reading the Standing Orders again, after Members have realized I have known the Standing Orders and what we are doing now is contained in the Standing Orders No. 40 (1). It is very important and that is where members will bring up topical issues.

I know we have gone through a lot because we are the first ones. You cannot pretend not to know anything four years down the line. If you have noted, the Sergeant-at-Arms is very strict. The office of the Sergeant-at-Arms which works under the directions of the Speaker and not anybody else, not even the clerk; we have decided that we are going to follow the Speaker's rules, whose copy is in the first pages of Standing Orders:

1. The Speakers' Rules on Conduct of Honorable Members,
2. Speaker's Rules and Regulations on the Conduct of the Public and
3. Speakers' rules on the General Etiquette (Ethics, Code of Conduct and Standards).

Now we have a very beautiful parking and offices for the Members of the County Assembly, so we expect you to follow these rules. They are for your good as well as mine and for the public so the Sergeant-at-Arms is under instructions. We are now manning the gates because we now have nine Sergeant-at-Arms and we want 17. We are not going to employ from anywhere but we are going to deploy the people we employed here. Others

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will be manning the precincts of the Assembly. We expect that if someone comes to see for example a member from Boikang'a Ward that person is going to be stopped and asked questions and give the reason why he wants to see the Member; whether it is personal or official. One of the Sergeant at arms will escort that visitor to the office of the MCA, wherever it is and I am suspecting it is down here.

Members, in the past we have always resisted these rules so please do not resist. Allow the Sergeant-at-Arms to do their work and believe me we will not have members of the public coming to look for you down there and you will have peace. Let me assure you that the safest place you will have to come and relax is in your office at the Assembly so please let us allow these people to make this place comfortable for you.

I am seeking indulgence from you members that I am doing many things in my office so please give me time to attend to people in a civilized way. For instance, there is a Member who came today and wanted to tell me a very private issue and I agreed. After I sent everybody out is when I realized the importance of what this member was saying as it was very private and how it is affecting her life and she never wanted it be made public so Members please be in your offices.

I also need time to read the Standing Orders. Hon. Ogugu and Hon. Otuko came to me to inform me that they lack chairs in their offices, we will make arrangements for you to have a chair in your offices. Chief Whip, please do not complain that you do not have an office, you even should be having a secretary. Please cooperate.

HON. ESTHER NYAMWAMU: Thank you Speaker. I stand to be guided. Firstly, you said that we all have offices but the nominees have no offices---

HON. SPEAKER: That is an administrative issue, we will sort it out.

HON. ESTHER NYAMWAMU: Thank you.

HON. SPEAKER: Welcome. Leader, as I forced you to sit there for a good reason I started thinking maybe your child is suffering...

HON. RISPER ONG'UTI: No. I am standing to raise a point of order under Standing Order No. 28; there is no quorum

HON. SPEAKER: I was beginning to enjoy this session...

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ESTABLISHMENT OF QUORUM

(Quorum bell rang for eight minutes)

(Quorum not achieved)

Order! Members as we break because we cannot achieve quorum, read Standing Order No. 34 which says Members shall maintain order in the County Assembly when the quorum bell is ringing.

ADJOURNMENT

I am told that tomorrow is Mashujaa Day, it is a Constitutional public Holiday. So we will adjourn to Tuesday 25th October, 2016 at 2.30 p.m.

May we rise!

House rose at 1553hrs

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