REPUBLIC OF KENYA

COUNTY ASSEMBLY OF LAIKIPIA

THE HANSARD

Thursday, 13th October, 2022

The House met at the Assembly Chambers at 2.30 p.m.

[The Speaker (Hon. Lantano Nabala) in the Chair]

PRAYERS

COMMUNICATION FROM THE CHAIR

ASSEMBLY REPRESENTATIVES TO THE COUNTY ASSEMBLIES FORUM (CAF)

Speaker: Hon. Members, the County Assemblies Forum (CAF) was formed in 2013 expanding the membership of its predecessor, the County Assemblies Speakers forum to include Members of County Assembly. CAF is a coordinating body of the 47 counties, Assemblies established by the Constitution of Kenya, 2010 under Article 176. The objectives of the forum shall be;

1. To promote the objects and principles of devolution as recognized in the contribution of Kenya through legislation, representation and oversight at the county level.
2. Act as the coordinating body for County Assemblies and facilitate capacity building, undertake research and policy advocacy to enable Members actively discharge their constitutional mandate.
3. To provide a platform for consultations among Members and champion their welfare.
4. To promote consultation and cooperation with the National Government, constitutional commissions, independent offices and other agencies at the national level.
5. To represent County Assemblies in engagement with County Executives and other stakeholders at the county level.
6. Act as the link between County Assemblies and the Senate on the protection and functions of the counties.
7. Engage citizens on the role and functions of the County Assemblies and facilitate networking with other stakeholders in devolution with common objectives at the national level, regional and international.
8. Be an association which is non-political and non-profit making.

Pursuant to Article 4 of the CAF constitution 2019, the forum shall have the categories of Members being;

1. All the 47 county Assemblies in the republic of Kenya.
2. All Speakers of the County Assemblies.

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3. All elected and nominated Members of the County Assemblies
4. All Clerks of the County Assemblies

Article 9 of the CAF Constitution, 2019 stipulates that the governing council shall consist of;

1. Three members from every County Assembly being the Speaker and two other Members elected by the County Assembly ensuring that out of the three Members, one is in the opposite gender.
2. One representative of each of the CAF chapters recognized under Article 11 of this constitution.

In fulfilment of Article 9 (1) of the CAF Constitution, the County Assembly of Laikipia have selected two Members to represent the Assembly in the CAF governing council namely;

1. Hon. Leila Hussein
2. Hon. Joseph Gitahi.

With these few remarks, I hereby congratulate the Members mentioned to serve in the aforementioned positions. Thank you.

NOTICES OF MOTIONS

APPOINTMENT OF MEMBERS TO THE HOUSE BUSINESS COMMITTEE

Hon. John Gichuki: Hon. Speaker, I beg to give notice of the following motion;

THAT pursuant to the provision of Standing Order No. 151(1), this House approves the appointment of the following Members at the House Business Committee in addition to the Members specified under paragraph (a), (b) and (c).

1. Hon. Daniel Mugweru
2. Hon. Caroline Kihika

APPOINTMENT OF MEMBERS TO THE COMMITTEE ON SELECTION

Hon. John Gichuki: Hon. Speaker, I beg to give notice of the following motion;

THAT pursuant to the provision of Standing Order No. 152 (1), this House approves the appointment of the following Members to the Committee on Selection in addition to the Members specified under paragraph (1)

1. Hon. Simon Kanyutu
2. Hon. Irene Wachuka
3. Hon. Nicholas Lempaira
4. Hon. Stephen Ndiritu
5. Hon. Nicholas Mwaniki.

MOTIONS

APPOINTMENT OF MEMBERS TO THE HOUSE BUSINESS COMMITTEE

Hon. John Gichuki: Hon. Speaker, I beg to move the following motion;

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THAT, pursuant to the provisions of Standing Order No. 151 (1), this House approves the appointment of the following Members to the House Business Committee in addition to the Members specified under paragraphs (a), (b) and (c).

1. Hon. Daniel Mugweru
2. Hon. Caroline Kihika

Hon. Speaker, allow me to quote the provisions of Standing Order No. 151(1) which provides that: "*There shall be a select committee, to be designated the House Business Committee consisting of –*

(a) The Speaker who shall be the Chairperson;

(b) The Leader of the Majority Party;

(c) The Leader of the Minority Party; and

(d) Not less than two other Members, who shall be nominated by Assembly parties and approved by the Assembly at the commencement of every Session, reflecting the relative majorities of the seats held by each of the Assembly parties in the Assembly and taking into consideration the interests of Independents.

The aforementioned list is inclusive as well of the Whips from both parties. Further, Mr. Speaker, Standing Order No. 151(2) provides that, "*The House Business Committee shall be appointed within seven days on assembly of a new Assembly.*" I wish to confirm that we are within the required timelines.

Mr. Speaker, this committee is critical in that it performs the following roles as stipulated in Standing Order No. 151(5). Allow me to quote: "*The House Business Committee shall –*

(a) Prepare and, if necessary, from time to time adjust the Assembly Calendar with the approval of the Assembly;

(b) Monitor and oversee the implementation of the Assembly Business and programmes.

(c) Implement the Standing Orders respecting the scheduling or programming of the business of the Assembly and the functioning of the Committees of the Assembly;

(d) Determine the order in which the reports of Committees shall be debated in the Assembly;

(e) May take decisions and issue directives and guidelines to prioritize or postpone any business of the Assembly acting with the concurrence of the Leader of the Majority Party or the Leader of the Minority Party, as the case may be.

(f) Consider such matters as may from time to time arise in connection with the business of the Assembly and shall have and perform such powers and functions as are conferred on and ascribed to it by these Standing Orders or from time to time by the Assembly.

Therefore, Mr. Speaker, I request that Hon. Members support this motion in order to have this committee operational. I beg to move and would request Hon. Anthony to second me.

(Hon. Anthony Theuri seconded)

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(Question proposed)

Speaker: Hon. Member you have a contribution? Welcome.

Hon. Simon Kanyutu: Thank you, Mr. Speaker. I am sure this is an issue that is bothering, I am sure you have not been able to get the names. I am Hon. Kanyutu, Member representing the people of Marmanet. I congratulate you, Mr. Speaker, because you are trying to master very easily and I can also see the way you are taking the House, it is very fast. I appreciate.

I support the way those Members have been nominated. Some of us come from very far and I would be very happy because they have sacrificed their time that they will be ready to be in this Assembly and organize on the businesses that we will be facing before we arrive. I support.

Hon. Catherine Nyokabi: Thank you, Mr. Speaker, Sir. I rise in support of the approval of these names for Members who will be sitting in the House Business Committee. I have confidence in them, they are energetic and we know that they are going to deliver for the betterment of this Honourable House. Thank you, I support.

Speaker: Hon. Chief Whip.

Hon. Stephen Ndiritu: Asante sana, Bwana Spika…

Speaker: Hold on a bit. I will request the Hon. Member for Nanyuki Ward to dress up in parliamentary attire. Kindly go dress before you speak. Go ahead Hon. Chief Whip.

Hon. Stephen Ndiritu: Asante sana, Bwana Spika. Mwanzo ni kushukuru kwa kunipa nafasi hii niweze kuzungumza na pia kuweza kupeana maoni yangu. Ningetaka kukupongeza wewe pia kwa siku hizo ambazo umekalia hapo kwa sababu nimeweza kuona wewe ni mtu ambaye uko sawa na kazi. Nimeona utatupeleka mbali.

Ningetaka kukuhakikishia ya kwamba Bunge hili pamoja na mimi mwenyewe tutakupea nguvu ya kutosha na kuhakikisha kazi itafanyika. Nimesimama ili niweze pia kukupongeza kwa kuweza kuangalia nyumba yako vile imekaa na kama vile sheria ya Bunge inavyosema, nimeona wewe ni mtu ambaye ni makini.

Nimeona hakuna siku nitathubutu kuingia na mavazi ambayo haistahili katika hili Bunge. Hii itakuwa funzo kwa wengine ambao watakuwa namna hiyo. Kwa hayo machache Mheshimiwa Spika, ningetaka kusema ya kwamba naunga mkono Mswada ambao umepeanwa hapa na Kiongozi wa Walio Wengi hasa kuhusu kamati ambayo inatengeneza biashara katika Bunge hili.

Hii ni kamati ambayo ni muhimu sana kwa maana katika mipango yoyote, lazima kuwe na kamati ambayo huketi chini na kutengeneza biashara. Kamati ambayo inaundwa leo ambayo Kiongozi wa Wengi ameleta majina ya hao Wajumbe ni kamati ambayo ni muhimu zaidi kwa wakati huu ambapo tunaelekea kuanza biashara.

Nafikiri hata kama naona mwenzangu pale amefinya…. Nilikuwa nadhani ya kwamba yuko na hoja la nidhamu. Mimi ningetaka kusema ya kwamba hao Wajumbe ambao wamewekwa hapo tukijua ya kwamba Spika, Kiongozi wa Walio Wengi, Naibu wa Spika, Wajeledi Wakuu na Kiongozi wa Walio Wachache, mimi nafikiria hiyo Kamati na wale ambao wamewekwa ni watu wataweza kufanya hiyo kazi kwa urahisi na haraka.

Ikizingatiwa ya kwamba hayo majina nimeona hapa ni majina ya watu ambao wako karibu. Wakati wowote biashara itakuwa inaanza watakuwa wamefika. Mimi ni mmoja wa

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wale ambao wako ndani. Mimi hufika mapema na kwa hivyo mimi najua hiyo kamati wale wamewekwa kama Mheshimiwa Mugweru hatoki mbali, yuko karibu.

Nimeona pia Mheshimiwa Kihika sasa yeye amekuja hapa na yeye anaishi mahali ambapo mimi nawakilisha. Kwa hivyo mimi nawakilisha yeye, na hiyo kamati tutakuwa tunafika pamoja na kwa wakati ambao unafaa. Mimi naunga mkono ripoti na pia kumpongeza Kiongozi wa Walio Wengi kwa kuwa na ushujaa na ukakamavu anapoleta ripoti hii.

Hon. Leila Hussein: Thank you, Hon. Speaker. Good afternoon everyone. I would like first to say am grateful for being appointed as a representative of the CAF. For the selection of the names as Hon. Kanyutu has said, they are equal to the task. Having those two nearby and on time it is a plus. Thank you very much.

Hon. Irene Wachuka: Asante sana, Mheshimiwa Spika. Mwanzo ni kushukuru Wajumbe ambao walichagua Spika wetu na pia Wajumbe wote ambao wako hapa pia walichagua Kiongozi wa Walio Wengi. Nataka pia kushukuru Mwenyezi Mungu kwa kutuleta kwa hii Bunge Tukiwa pamoja kutoka mbalimbali.

Wengine hatujuani lakini huo ni mpango wa Mwenyezi Mungu. Leo nimesimama hapa nikiwakilisha watu wa Wadi ya Igwamiti, nataka kusema asante sana kwa Kiongozi wa Walio Wengi kwa kutuletea majina ya Mheshimiwa Daniel Mugweru na Mheshimiwa Kihika ambao wako karibu hapa sana.

Najua Mheshimiwa Mugweru akiwa pale na pia Mheshimiwa Kihika, kazi itafanyika na ninajua tutafanya kazi Tukiwa Bunge moja. Tusahau yaliyopita, sisi ni watu wa baba mmoja na mama mmoja. Kwa hivyo mimi nashukuru na ninajua kazi itafanywa na hawa Wajumbe watafanya kazi. Mungu awabariki sana.

Hon. George Karuiru: Thank you, Hon. Speaker. I would first want to congratulate you. Many people do not call me Hon. Karuiru because it is a bit hard. I would want to congratulate the Members who have been selected for the technical and one of the crucial Committees that will set the agenda of this House and I know they are equal to the task. There was normalcy when Members elected the two Members to will actually select us.

What I would want to remind the Members and some of those in absentia because I can see some of them are not in the House, is that this is about commitment and devotion. Once they wake up, maybe like on Wednesday when we have two sessions, we will have a programme to run this House. I know as one of us stated yesterday or the day before, as young as many of these House Members are, we are going to take our county forward, so I support and thank you, Mr. Speaker.

Hon. Salim Edung: Pongezi sana, Bwana Spika kwa sababu ya wakati huu umenipatia nafasi hii. Ninaamini ya kwamba Wabunge walioko katika Bunge hili ambalo ni Bunge la tatu wako na amani ya kwamba hii Bunge itaenda mbele.

Pia tunashukuru wale waliochaguliwa, Mugweru pamoja na Caroline. Sisi tuliwaunga mikono, tukaamua ya kwamba hao ni wale Wabunge walio karibu hapa wanaoweza kuendeleza Bunge hili letu kwa ufasaha sana. Tumeona ya kwamba ni vizuri sisi tuungane mikono, tusahau yaliyopita ndio sisi tuweze kujenga Laikipia hii yetu.

Bwana Spika, ninaunga mkono lile pendekezo ambalo Wajumbe wamepitisha. Naamini ya kwamba sisi tutaenda mbele katika hii kaunti yetu ya Laikipia. Tunaunga mkono hao Wabunge ambao wamechaguliwa na ninaamini ya kwamba watafanya kazi vilivyo. Asanteni.

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Hon. Eunice Salaten: Bwana Spika na Wajumbe, kwa majina naitwa Eunice Salaten. Mimi ni mama mwenye watoto na nimetoka Wadi ya Mukogodo Mashariki. Mimi ni Mheshimiwa wa kuteuliwa na nilichaguliwa kama walio wachache katika Kaunti na nimetoka ile nyumba ndogo ya Yaaku. Zaidi nashukuru sana chama cha UDA, Gavana Pamoja na Wabunge wenzangu na pia wafanyikazi kwa vile walivyotupokea vyema.

Langu ni kushukuru Bwana Spika. Tuko Pamoja nawe kwa kila jambo katika hili Bunge na tutaendelea vizuri. Sisi bado ni wachanga lakini tutakua nawe pamoja na Wajumbe wengine na tutawasoma. Natumai ifikapo mwezi ujao tutakua tunaendanisha pamoja katika kuchangia mijadala. Kwa hivyo mimi nashukuru na kwa waliochaguliwa tunawaunga mkono, tuliwachagua na natumai watafanya kazi ifaavyo. Asanteni sana.

Speaker: Nashukuru sana Mheshimiwa. Wakati mwingine usisahau kuchangia mswada ulio mezani. Lakini hata hivyo, tunakushukuru. Naomba nimpe nafasi Mheshimiwa Nicholas Mwaniki. Karibu.

Hon. Nicholas Mwaniki: Thanks, Mr. Speaker, Sir. I Nicholas Mwaniki Muturi, elected MCA for Tigithi ward, rise to support the motion of selection of the House Business Committee Members. I know we supported them and I know they are equal to the task.

This is a House of business and the committee will serve us in the next five years. I know they are equal to the task, they know their duties and I know the staff of these County Assembly will still support them as they run the business of the House. I really support them. Thank you, Mr. Speaker.

Speaker: Shukurani Mheshimiwa, Asante sana. Wacha nimpe nafasi Mheshimiwa Catherine Umija.

Hon. Catherine Umija: Good afternoon, Mr. Speaker, Sir. I want to greet you all in the name of our Lord. First of all, I want to thank and congratulate the two Members who are going to represent us in CAF and I believe that they will represent us well and represent the County of Laikipia too.

I also want to support the Members appointed to the House Business Committee. I know that they are up to the task and I know that you're going to work well and you're going to create business for this Assembly. Let us work together as a team. Let us work together for the betterment of this county. Thank you.

Hon. Mary Gathoni: Asante sana, Bwana Spika**.** My name is Mary Gathoni and I am in support of the two Members. I believe they can make it and we are going to work together with them. I have nothing to object about them. Thank you very much.

Speaker: I can see we have already exhausted contribution, I therefore take this opportunity to invite the mover of this motion to reply.

Hon. John Gichuki: Asante, Mheshimiwa Spika. Nawashukuru Waheshimiwa kwa kuchangia na kuunga huu mjadala. Asanteni sana na tuko pamoja katika hii safari. Najua bado tuko wageni. Nimesikia Mheshimiwa Eunice hakuchagia kwenye mjadala lakini tukifanya makosa, tunasamehewa. Asanteni.

(Question put and agreed to)

APPOINTMENT OF MEMBERS TO THE COMMITTEE ON SELECTION

Hon. John Gichuki: Hon. Speaker, I beg to move the following motion;

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THAT pursuant to the provisions of Standing Order Number 152(1), this House approves the appointment of the following Members to the Committee on Selection in additional to the Members specified under paragraph 1;

1. Hon. Simon Kanyutu
2. Hon. Irene Wachuka
3. Hon. Nicholas Lempaira
4. Hon. Stephen Ndiritu
5. Hon. Nicholas Mwaniki

Mr. Speaker, allow me to quote Standing Order 152;

(1) There shall be a select committee, to be designated Selection Committee, consisting the Leader of the Majority Party who shall be the chairperson, the Leader of the Minority Party, not less than two other Members, who shall be nominated by Assembly parties and approved by the Assembly.

(2) The Committee on Selection shall nominate members to serve in committees, save for the membership of the House Business Committee and Committee on Appointments.

(3) The Committee on Selection shall be appointed within ten days on Assembly of a new Assembly.

Therefore, I wish to confirm that we are within the required timelines. Mr. Speaker, for us to undertake our constitutional mandate of legislation, oversight and representation, we should have committees constituted.

I urge Hon. Members to approve this motion so that the committee can select Members to committees. I will take charge as the Chair, so that we take the shortest time possible to table a report in this House. Mr. Speaker, I request Hon. Kagondu to second.

Hon. Stephen Ndiritu: Asante, Mheshimiwa Spika. Nampongeza Mheshimiwa Gichuki kwa kuniita Kagondu kwa sababu hilo ndilo jina najulikana nayo. Hata kama sio jina rasmi, nampongeza kwa kuniita katika Bunge hili. Bwana Spika, nasimama hapa kuunga mswada ambao Kiongozi wa Walio Wengi Bungeni ameweza kuleta ambao ni wa kutengeneza kamati ambayo itateua Waheshimiwa ambao watakuwa kwa kamati mbalimbali.

Bwana Spika, bila kamati, hili Bunge haliwezi kuwa na biashara. Tunaelewa kazi zote za Bunge hufanyika kupitia kwa kamati za Bunge. Bwana Spika, hili ni jambo ambalo ni la busara na limekuja kwa wakati ambao unafaa. Ni juzi tu tumeweza kuingia katika Bunge hili na sasa tumeweza kuwa na Kamati ya Uteuzi. Najua hii kamati itaweza kutengeza kamati zingine ili ziweze kuletewa katika Bunge hili.

Vilevile, napongeza na nawashukuru wale wote wako katika Bunge hili na wanaojaribu kuchangia kwa sababu kuunga hata kama ni kwa maneno machache, inamaanisha wewe unaweza pia kujadili Bunge zingine. Kwa sababu ya muda na biashara ambazo ziko katika Bunge hili, naunga mkono mswada huu na naomba Wabunge wenzangu waone umuhimu wa huu muswada na wapitishe kwa kauli moja bila mgawanyiko wowote. Asante. Naunga mkono.

(Question proposed)

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Hon. George Karuiru: Thank you, Mr. Speaker. I want to congratulate the whole team that made this selection a successful one because the Hon. Members who have been given this position to pedal the Committee on Selection are equal to the task. Secondly, we can do very little without committees. It is only the other day when this Honourable House was officially opened by our abled Governor and without him having the CECMs and Chief Officers as well as us, we cannot be able to carry our mandate well.

I would want to urge the newly appointed Members to equalize the committees so that the deliverance of this House will come out of the steering of committees which will be selected and we are going to oversight all the departments very well. There will be CECMs and Chief Officers in place who are mandated to be oversighted by committees that we shall vet them. Thank you and I support.

Hon. Paul Leshuel: Thank you, Mr. Speaker. I rise in support of this motion because it is very important. This is the time when we need the committees in the House and I am sure that with this committee having capable and strong Members, I know that during the selection of other committees, they will select very strong people to those committees. From there, I know that we are going to perform our roles.

I am sure that from today we will be having many committees in place. On that, I want to say that the committee is very strong and we support them in all duties they will roll out. We trust that they will do justice and ensure that the Selection of the other committees will be balanced because even the constitution of this committee is well balanced in gender and regionally; therefore, we have got no worries. Thank you.

Hon. Catherine Nyokabi: Thank you, Mr. Speaker. I rise in support of this motion and congratulate these Members on their appointment to the Committee on Selection. Secondly, I know that they are knowledgeable and ready to serve in this committee with commitment and passion. Thank you.

Speaker: Having seen that perhaps the contributions have exhausted, I now rise up to call upon the mover to give a reply.

Hon. John Gichuki: Mr. Speaker, I wish to thank the Members who have contributed and supported the motion. Thank you.

(Question put and agreed to)

ADJOURNMENT

Speaker: The sittings of this House now stands adjourned until next week Tuesday, 18th October, 2022 at 2.30 p.m.

The House rose at 3.12 p.m.

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