REPUBLIC OF KENYA

COUNTY ASSEMBLY OF LAIKIPIA

THE HANSARD

Thursday, 19th August, 2021

The House met at the Assembly Chambers at 4.30 p.m.

[The Speaker (Hon. Patrick Waigwa) in the Chair]

PRAYERS

NOTICE OF MOTION

VOTE ON ACCOUNT

Hon. Joseph Kiguru: Thank you, Mr. Speaker, Sir. I beg to give notice of the following motion;

> THAT this Assembly approves that the County Government pursuant to Section 134 of the Public Finance Management Act, section 36 of the Public Finance Management Act (County Government regulations 2015) and County Assembly of Laikipia Standing Order No. 214 to withdraw from the County Revenue Fund monies of an amount not exceeding 50% of the amount included in the estimates 2021/22 Financial Year as per the attached Schedule to be known as vote on account for purpose of meeting expenditure necessary to carry on the essential recurrent services of the Laikipia County Government during the financial year ending on the 30th June, 2022 until such a time as the Appropriation Act for the Financial Year 2021/2022 comes into operation.

STATEMENTS

NOTICE PAPER

Hon. Daniel Nyausi: Mr. Speaker, it is notified that the House Business Committee has approved the following tentative business to appear in the Order paper for Tuesday (Afternoon) August 24th, 2021 as follows;

A. PAPERS- County Government of Laikipia (Executive) quarterly reports and financial statements for the period ended 31st December, 2019 by the Agriculture, Environment and Natural Resources Committee (Agriculture department)

B. PAPERS- County Government of Laikipia (Executive) quarterly reports and financial statements for the period ended 31st December, 2019 by the Agriculture, Environment and Natural Resources Committee (Water department)

C. PAPERS- County Government of Laikipia (Executive) quarterly reports and financial statements for the period ended 31st December, 2019 by the Transport Public Works Committee.

D. NOTICES OF MOTIONS- County Government of Laikipia (Executive) quarterly reports and financial statements for the period ended 31st December, 2019 by the Agriculture, Environment and Natural Resources Committee (Agriculture department)

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

E. NOTICES OF MOTIONS- County Government of Laikipia (Executive) quarterly reports and financial statements for the period ended 31st December, 2019 by the Agriculture, Environment and Natural Resources Committee (Water department)

F. NOTICES OF MOTIONS- County Government of Laikipia (Executive) quarterly reports and financial statements for the period ended 31st December, 2019 by the Transport Public Works Committee.

G. MOTION- County Government of Laikipia (Executive) quarterly reports and financial statements for the period ended 31st December, 2019 by the Health Services Committee.

It is notified that the House Business Committee has approved the following tentative business to appear in the Order paper for Wednesday (Morning) August 25th, 2021.

A. MOTION- County Government of Laikipia (Executive) quarterly reports and financial statements for the period ended 31st December, 2019 by the County Cohesion, Justice and Legal Matters Committee.

It is notified that the House Business Committee has approved the following tentative business to appear in the Order paper for Wednesday (Afternoon) August 25th, 2021

A. MOTION- County Government of Laikipia (Executive) quarterly reports and financial statements for the period ended 31st December, 2019 by the Agriculture, Environment and Natural Resources Committee (Water department)

B. MOTION- County Government of Laikipia (Executive) quarterly reports and financial statements for the period ended 31st December, 2019 by the Agriculture, Environment and Natural Resources Committee (Agriculture department)

It is notified that the House Business Committee has approved the following tentative business to appear in the Order paper for Thursday (Afternoon) August 26th, 2021

A. PAPERS- County Government of Laikipia (Executive) quarterly reports and financial statements for the period ended 31st December, 2019 by the Labour Social Welfare and Community Services Committee.

B. NOTICES OF MOTION- County Government of Laikipia (Executive) quarterly reports and financial statements for the period ended 31st December, 2019 by the Labour Social and Community Services Committee.

C. MOTION- County Government of Laikipia (Executive) quarterly reports and financial statements for the period ended 31st December, 2019 by the Transport Public Works Committee.

Mr. Speaker, I wish to let the respective committees know that the HBC has considered their businesses to be scheduled for next week and therefore they should try their level best to ensure that those businesses appear as scheduled by HBC. Thank you

MOTION

VOTE ON ACCOUNT

Hon. Joseph Kiguru: Thank you, Mr. Speaker, Sir. I beg to move the following motion;

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

THAT this Assembly approves that the County Government pursuant to Section 134 of the Public Finance Management Act, section 36 of the Public Finance Management Act (County Government regulations 2015) and County Assembly of Laikipia Standing Order No. 214 to withdraw from the County Revenue Fund monies of an amount not exceeding 50% of the amount included in the estimates 2021/22 Financial Year as per the attached Schedule to be known as vote on account for purpose of meeting expenditure necessary to carry on the essential recurrent services of the Laikipia County Government during the financial year ending on the 30th June, 2022 until such a time as the Appropriation Act for the Financial Year 2021/2022 comes into operation.

Mr. Speaker, we just want to deal with the recurrent as follows;

Vote No.	Service purpose	Supply
R001	The amount required in the year ending 30th June, 2022 for the salaries and expenses for the county administration services including the office of the Governor and others.	Kshs. 1.17,961,592
R002	The amount required in the year ending 30th June, 2022 for operation and other expenses for the county finance economic planning and county treasury including internal audit, supply chain management among others.	Kshs. 66,576,405
R003	The amount required in the year ending 30th June, 2022 for operations and other expenses of the county health and sanitation including health services and public health; including buying of drugs and giving services to the departments of health.	Kshs. 93,287,880.5
R004	The amount required in the year ending 30th June, 2022 for operation and other services of public health and sanitary of Nanyuki Teaching and Referral Hospital.	Kshs. 55, 878,566.5
R005	The amount required in the year ending 30th June, 2022 for operations and other expenses for county health	Kshs. 47,849,535.5

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

	and sanitary of Nyahururu Teaching and Referral Hospital.	
R006	The amount required in the year ending 30th June, 2022 for the operations and expenses for the county Sector of Agriculture including livestock, development and fisheries among others	Kshs. 9, 354,008.
R007	The amount required in the year ending 30th June, 2022 for Operations and other expenses for the County Sector of Infrastructure including physical planning, lands among others.	Kshs. 10,518,134
R008	The amount required in the year ending 30th June, 2022 for Operations and other expenses for the County Sector of Education, ICT and Social Services, including village polytechnics, among others.	Kshs. 42,588,896.5
R009	The amount required in the year ending 30th June, 2022 for Operations and other expenses for the County Sector of Industrialization including Trade, Tourism, Co-operative Development among others.	Kshs. 8,107,725

As I continue, Mr. Speaker, I urge Members to be orderly. Thank you.

R010	The amount required in the year ending 30th June, 2022 for Operations and other expenses for the County Sector of Water.	Kshs. 11,509,794.5
R011	The amount required in the year ending 30th June, 2022 for Operations and other expenses for the County Public Service Board.	Kshs. 4,000,000.00

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

R012	The amount required in the year ending 30th June, 2022 for Operations and other expenses for the Laikipia County Revenue Board.	Kshs. 17,500,000.00
R013	The amount required in the year ending 30th June, 2022 for Operations and other expenses for the Laikipia County Development Authority.	Kshs. 4,250,000.00
R014	The amount required in the year ending 30th June, 2022 for salaries and Operations and other expenses for the County Assembly.	Kshs. 114,333,111.00
R015	The amount required in the year ending 30th June, 2022 for Operations and other expenses for the Rumuruti Municipality.	Kshs. 2,500,000.00
	CLASS SUB TOTAL	**Kshs. 2,306,215,644.50**

I want to elaborate in just a few words. As an Assembly, we require this Vote on Account. As we know, we need money to make sure that our Government facilities such as hospitals and other essential services are given as we move on to make sure that our budget is in a position to give services to the people of Laikipia.

Mr. Speaker, I urge Members to put this into consideration. We want to avoid making the County look like it is not considering services that may delay, especially lack of medicine in our hospitals, which will paint this Assembly in a bad picture. I would urge my able Deputy Majority Leader to second… Give me my freedom, our Deputy Speaker, to make sure that I give our able Deputy Majority Leader to second this motion. Thank you.

Hon. Veronica Ikunyua: Thank you, Majority Leader, Hon. Kiguru from Igwamiti Ward. I rise in support of this Vote on Account Bill to help this County not to go into a stalemate, so that we can be able to continue supporting the projects and development of this County. I rise in support because we know that our staff who work in this County need salaries. I would like the Hon. Speaker to tell these people to consult silently!

Speaker: Maybe before I advise them to consult silently, you also do not have to call them "people". They are Hon. Members of the House.

Hon. Veronica Ikunyua: Hon. Members to consult silently, sorry, Mr. Speaker.

Speaker: Yes. So, Hon. Members, let us consult silently.

Hon. Veronica Ikunyua: I rise in support because this one does not have the infrastructure bond. It is only to allow the Governor to make sure that at least our hospitals gets

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

medicines, our people get salaries and bursaries given to our children. I rise in support of this and I second.

Speaker: Hon. Kanyutu, kindly sit down. Hon. Karuiru, sorry, just be seated, and Hon. Catherine.

(Question proposed)

Speaker: Hon. Members, it is your time to make contributions.

Hon. Catherine Nyawira: Thank you, Hon. Speaker, for giving me this opportunity to make my contribution.

Speaker: Hon. Mutahi?

Hon. Mutahi Muritu: Asante, Mheshimiwa Spika. Ningeomba kupitia kiti chako tukufu, swala lililo kwenye Bunge lako ni maisha ya Wanalaikipia. Kama ingewezekana, ungetupa kama dakika kumi na tano tujadiliane kidogo. Maisha ya Wanalaikipia wote yako mikononi mwetu. Kwa hivyo ningekuomba, kupitia kiti chako tukufu, tukae dakika kidogo tu hata kama ni kumi tuweze kujadiliana. Tusije hapa tukafanya kitu ambacho hakitakuwa kwa manufaa yetu. Ni kwa heshima yako, na ninakuheshimu, na naomba hivyo.

Speaker: Who is seconding that?

Hon. Mutahi Muritu: Naomba Mheshimiwa Karuiru aniunge mkono.

Speaker: So what you are proposing is that we suspend the sitting…

Hon. Mutahi Muritu: For ten minutes.

Speaker: For ten minutes. Who is seconding that?

Hon. Mutahi Muritu: Hon. George Karuiru.

Hon. George Karuiru: Thank you, Mr. Speaker, and the whole House at large. I think this is a pertinent issue that actually needs to be agreed upon. When we were waiting for the House Business Committee to meet, I think there are some irregularities that have been seen across the board. Because all the committees are mandated to do what they are supposed to do, I rise to second the move by Hon. Mutahi that we suspend for a few minutes so that we can consult. This is an issue of Laikipia County in general, and I think we should not be held at ransom by some individuals before consultations. I second, thank you.

(Question proposed)

Speaker: Hon. Members, you need to support that. Hon. Chris Mark then Hon. Wakahiu.

Hon. Chris Mark: Thank you, Mr. Speaker. I rise to support what Hon. Mutahi has said. The issues of vote on account on budget, there has never been a problem with consultation. In fact, it is through consultation that we build consensus. Anybody who would not want to consult would not want to see success in the long run. I would urge Members in fact, with the amendment, that we consult for just twenty minutes because ten minutes would also be minimal.

Speaker: Hon. Christopher, I have already proposed the question and I think that it has been debated. You have to go through the process of amendment if you wish to do so but… Hon. Wakahiu?

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

Hon. Wilson Wakahiu: Thank you, Mr. Speaker…

Speaker: No, Hon. Wakahiu, I think Hon. Chris Mark says that he had not yet finished.

Hon. Wilson Wakahiu: Thank you, Mr. Speaker. I also rise in support of the motion of suspension as raised by Hon. Mutahi concerning the same. I want to say this, and allow me just to speak on the business of this House, this is a very Honourable House. In my life since I was elected for the first term in 2013, I have never seen in any session what we are doing now. I believe in whichever way the House Business Committee (HBC) prioritizes the debates or motions of the day, but we have been waiting since the morning. Yesterday we were supposed to have a Sitting in the morning but it was delayed until 12.00 noon. Today it is the same, maybe it is past 4.00 p.m. and we are still sitting in this House.

Mr. Speaker, if we are following the law, and I stand to be guided, what we are doing is not what we are supposed to do as an Honourable House. I want to say that this is not a kangaroo meeting. Get me right, this is not a kangaroo meeting. Let us behave and work and do as we are supposed to do.

I am in support that we be given a few minutes. I was expecting that the motion be brought into this House whether it be approved or rejected. For us now, it is as if we have another Assembly there in the boardroom where people are trying to make sure that whatever they want is what will happen in this House. I stand to be guided in whichever way. Whether it will be voted, approved or rejected, it is upon us as a House, so that we may be respected as the people who were elected by our electorate. For that case, I support that we be given just ten minutes for that purpose.

Speaker: Hon. Chris, you want to go back?

Hon. Chris Mark: I just want to finish because you were correcting me but you never gave me time to finish. I took the correction on the time, it is okay, it was just my opinion and you know like you have said we should behave honourably. There is no championship here, it is just championing the ideas of Laikipia. I do support what Hon. Mutahi has said and what Hon. Karuiru has seconded.

Speaker: Hon. Kanyutu then Hon. Zamzam, then the mover to give a reply.

Hon. Simon Kanyutu: Mr. Speaker, I stand to support what Hon. Mutahi has said, I have been in the budget committee and I know what Vote on Accounts means. By the time we were passing a Vote on Account, we need to have proper consultation so that we may agree and decide that we are ready for a Vote on Account but not as though we are being ambushed. That one we need to get good clarity, we deliberate and agree, so I support the adjournment.

Hon. Salma Zamzam: Asante sana, Mheshimiwa Spika. Mimi Nasimama kuunga mkono ndugu yangu Mheshimiwa Mutahi Muritu, kuhusu kura ya ziada katika bajeti. Kwanza kabisa mimi ndiye naibu wa Mwenyekiti wa bajeti katika Kaunti ya Laikipia kutoka 2017 hadi leo. Ni vizuri watu waelewe maana ya kura ya ziada ya bajeti, maana yake ni nini.

Hatuwezi kuja kukimbilia kupitisha kura ya ziada ya bajeti katika Kaunti ya Laikipia, na ni mambo kuhusu watu wa Laikipia. Maana yake ni utatanishi baina yetu na serikali iliyo madarakani. Sisi kama Wajumbe tunaomba dakika kumi ili tuweze kuelewana tujue kama tutapitisha kura ya ziada katika bajeti ama tutaendelea na bajeti ambayo tuliweza kupitisha kama Bunge ya Laikipia.

Speaker: May the mover give a reply.

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

Hon. Mutahi Muritu: Asante sana, Mheshimiwa Spika. Nashukuru wanachama wote na Wajumbe wote katika Bunge la Laikipia kwa kuunga mkono. Nakushukuru pia kwa heshima yako kwa sababu wewe ndiye unayetuongoza na nakuheshimu sana na pia kwa nafasi hiyo uliyotupea. Nakuomba na nakushuru na pia Wajumbe wote waunge mkono.

(Question put and agreed to)

Speaker: Hon. Members you have ten minutes to consult then we come back to the House.

(The House was suspended)

(Speaker left the Chair)

(The House resumed after ten minutes)

(Speaker took the Chair)

Speaker: Order Hon. Members! We had Hon. Catherine Nyawira who was making her contribution before the business was interrupted.

Hon. Catherine Nyawira: Thank you, Mr. Speaker for giving me this opportunity to make my contribution on a proposal to bring a vote on account before this House. Vote on Account is a document that is normally prepared by the Governor of any County. It is prepared when the budget process making is delayed. I believe that the Vote on Account was something that was envisioned when the law was being created…

Speaker: Hon. Members, you should consult silently.

Hon. Catherine Nyawira: I was saying that the Vote on Account was envisioned when the law was being created. It saw that the budgets would be late, have a process that they take and therefore it was created for purposes like that. This special provision obtains money to pay for urgent services like salaries, services for hospitals…

Speaker: Order, Hon. Members! We need to consult silently so that we allow the Member to continue.

Hon. Catherine Nyawira: Hon. Speaker, our hospitals are in dire need. Everyday Laikipia hospitals are in the newspapers because they do not have doctors. Now if this budget does not go through in a record time, then this county will continue to suffer. Counties that met their deadlines on 30th June, today do not have money within them, because this money goes to COB. This money is uploaded, goes through scrutiny and I believe these counties just a week ago, they were in the newspaper that they have a cash crunch.

They still do not have money because they have not been disbursed to the counties. This Vote on Account is very specific, it comes to give essential recurrent services. I can tell you before it opens, I doubt even the 50% will be used, thank you.

Speaker: Hon. Leader of Majority, you want to give a reply? It is not yet time.

Hon. Joseph Kiguru: Mr. Speaker, I thought it is wise to first withdraw this or defer this motion for the purpose of more consultations until further notice.

Speaker: Who is seconding that deferment?

Hon. Joseph Kiguru: I want to call upon Hon. Deputy Speaker, to second this.

Speaker: Hon. Veronica, what is it?

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

Hon. Veronica Ikunyua: Mr. Speaker, it is not clear what Leader of Majority has said. He has said withdraw then defer, I do not know what he means.

Speaker: He said withdraw then he said he want to defer, you can just repeat.

Hon. Joseph Kiguru: Hon. Veronica, through the Chair I corrected myself, I defer the Motion until further notice, for the purpose of the unity of this House. Allow me to defer until further notice.

Speaker: Until when?

Hon. Joseph Kiguru: Until further notice. It maybe tomorrow or next week.

Speaker: Further notice in this case we reply until such a time, as to when the House Business reschedules the motion as business of this House.

Hon. Joseph Kiguru: That is okay with me. Thank you, Mr. Speaker. I will call upon Hon. Deputy Speaker to second.

Speaker: Hon. Deputy Speaker.

Hon. Deputy Speaker: Thank you, Hon. Speaker. I stand to second the deferment of the motion on vote on account for more consultations, because it is good to be noted that the Vote on Account originates from the other side. We will do consultations with our Hon. Members because they still have some inputs and the Executive as well. I request the Hon. House to support the deferment of this motion on Vote of Account. Thank you.

(Question proposed)

Speaker: Hon. Catherine are you in agreement? Hon. Karuiru.

Hon. George Karuiru: Thank you, Mr. Speaker. It is actually not in order when we agree on things on the table, and again maybe there are other manipulations. I think as we are here being representatives of our various wards that we represent in Laikipia County, we should not hold our county at ransom.

At the same time I think we had agreed that we had a budget that was fronted in this House. I think to the level we were, we actually had agreed this is the way to go and when the House Business met maybe there is this issue of Vote on Account. As fast as we can fasten the progress of fronting this, we will be as know how we would go.

Somebody might think maybe somebody is in the Executive side, fronting this and even doing the budget itself because there is a lot of risk in the Vote on Account. Previously we have done Vote an Account, and we know how manipulative it was from the Executive edge. In fact, if we would agree to pass the budget itself other than the Vote on Account we would be the best County to go although we have delayed, so I support.

Hon. Wilson Wakahiu: Thank you, Hon Speaker. If I am sitting in that position and I respect that position, I would wish that we bring a certain document that is a supplementary order paper in this House that we discuss the document. In a way we could have started with the Debt Management Strategic Paper, and then we discuss the County Fiscal Paper for the ceiling and then bring the Memoranda.

All the same because it has been said and you have said and that is the intention of the Members, I would wish to support the deferment. I believe that having done all this, we are

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

helping our county because our people need to be paid and we want to have drug supplies in our hospitals.

I would wish if you could guide this House, let it not take more than one week, so that we avoid a situation whereby our people will suffer. At the same time the service delivery will not be done as elected leaders and representatives of the people would wish. I support although I would wish to have a certain limitation for that period we are supposed to have gone.

Speaker: As the Hon. Member has requested, it is important for me to guide though as Members it is our responsibility to determine the business which we want to discuss and what we are not supposed to discuss. When a motion is deferred, it is within the right of the mover to defer it, but the Hon. Member is saying depending on the importance of this motion, it is giving the Executive the ability to fuel the ambulances, supply drugs to our hospitals, fuel the cars and run the county services.

I think that is where the Member was feeling that it would be important for us to mention time until when this business is deferred. It is my hope that the House Business Committee will reschedule that business soonest possible. I think it is important for us as Members so that the 25 of us do not hold the county at ransom.

It will not be responsible and objective for us to hold the County hostage. That services cannot run in the county simply because we have not made that decision. We need to make that decision soonest possible and therefore the House Business will be rescheduling that.

Hon. Peter Thomi: Thank you, Mr. Speaker. I also feel that I need to say something on this. First of all, I thank Hon. Mutahi because he came up with a request that we suspend the House for ten minutes. Mr. Speaker, that is good. I also want to thank Hon. Kiguru for seeing that we need to defer but let me say this, as Hon. Wakahiu has said there is something fishy and funny that is moving around this Assembly.

Yesterday we were here and a session that starts at 9.00 a.m. started at 12:10 p.m. Today something of the sort has taken place but it is self-explanatory that there is something that is not running well and it is good for Laikipians to know that there is something funny. We need to come together so that we know they are respected and we respect ourselves. I agree with you that there has to be timelines on this and nobody should stand here to cheat those who are listening that they are to come with a vote on account to save a bad situation in Laikipia.

Nobody should cheat others like that because that is illegal, something that was not there to be turned and that is why we respect it. Mr. Speaker, I am going to request this Honourable House not to lose direction anymore. Today is Thursday so let us not lose direction even if we come here next week. Let us make a move that is going to be sealed by all in a way that we are going to show that professionally we know what we are doing here.

Mr. Speaker, somebody somewhere is trying to mislead this House and over my dead body will he mislead us. We shall not allow that Mr. Speaker, we shall follow and we will be on it until we do things exactly the way they are meant to be done in order. Mr. Speaker, I support we defer. Let us return here on Tuesday so that we proceed with this Assembly. Thank you, Mr. Speaker.

Hon. Simon Kanyutu: Thank you, Mr. Speaker. I stand to congratulate the Majority for deferring the Vote on Account Motion because it seems this House is just trying to do hide and seek game. Mr. Speaker, we feel that we are not supposed to hold the county at hostage. If we are not for that, we are supposed to be having a budget by now. For us to move in the right trail, I am sure Mr. Speaker you can observe what is happening in this House.

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

Immediately after the Vote on Account has been deferred, some of our Members have left. What does that portray? This means that we are hiding ourselves behind something small and at the end of the day everything will be exposed. Mr. Speaker, we need to be open. In case there is something, I am feeling that we do not need to hold the government hostage, we need to do it openly but not hiding behind anything. We need to focus and declare.

Mr. Speaker, we had the budget that we proposed and forwarded to the Executive. It was brought back with the memorandum. That is where the whole thing is. We need to focus on how we are going to ensure our county is running. We have less than one year and whatever we do for our people everybody is lost. Mr. Speaker, not every person can afford a private hospital. Most of them rely on public hospitals. If we are not able to ensure that our facilities are running the right way due to lack of finances, our people are likely to suffer.

Our people are the same people who shall go to private hospitals and they will call upon us to assist on financing their treatment. Mr. Speaker, I support and I thank the Majority Leader for deferring. We need to tighten our belts and focus on what we are going to do to ensure that next week we shall have the budget and see that all our activities are running the right way. Thank you, Mr. Speaker.

Hon. Mutahi Muritu: Asante sana, Mheshimiwa Spika. Kwenye minne iliyopita katika Kaunti ya Laikipia, nakushukuru tena na kuwe na mazungumzo ya uwiano tusije tukajificha. Tutakuwa tunawapotosha na kama itakuwa ngumu kwa mtu yeyote, niwie radhi kwamba kuna mwelekeo kwa sababu mapambano ambayo yako hapa hayasaidii. Tusiwe na visingizio kwamba hospitali hazina dawa na utaratibu wa hili Bunge kuna Kamati ya Biashara za Bunge.

Kusema ukweli hiyo kamati haikuweza kuweka katika shughuli za Bunge kwamba kuna kitu kama hiki kinachojadiliwa. Pili tuangalie wajumbe waliopewa dhamana na wananchi wa Laikipia tuko wapi. Tusipojiangalia sisi wenyewe tutaumia. Sanasana tusipoangalia sisi Wabunge tutaumia. Namshukuru Kiongozi wa Walio Wengi Bungeni kwa sababu amesikiza na ameona hili jambo linataka mazungumzo. Hapa kuna kamati zote ambazo zinatakikana kujadili. Kama kamati hazikujadiliana na kukubaliana haya mahesabu yametoka wapi.

Mheshimiwa Spika, nataka nikuelekeze katika kifungu cha 214 cha Kanuni za Bunge kinachoelezea ni kitu gani kinachoendelea. Nanukuu na naomba uniruhusu;

Vote on account

(1) Following approval of the Budget Estimates, if the County Appropriation Bill for a financial year has not been assented to, or is not likely to be assented to by beginning of that financial year, the Assembly may authorize the withdrawal of money from the County Revenue Fund.

Kusema ukweli naomba Mwenyezi Mungu atuteremukie sisi wote. Kama mimi Mutahi Muritu niko na kiburi nipunguze kiburi yangu ili tuweze kupata uwiano na mwelekeo. Maombi mengine nimeomba, wakati nimekuja kwako umenitolea Kanuni na kuniambia Kanuni za Bunge zinasema kama kuna biashara zingine tunataka kuingiza kwa Bunge, ni lazima kamati ambayo inapanga biashara ikae.

Mheshimiwa Spika, namshukuru sana Mheshimiwa Wakahiu kwa kusema tuangalie ni mwelekeo upi. Sasa naona wajumbe wengine tunatoka na kusema hatuna madawa kwenye hospitali. Ni kwa nini tumefika hapa? Ni kwa sababu hatutaki kuelewana. Hata wale ambao wamekaa huko wajue kwamba sisi wenyewe ndio matatizo na mnisamehe kama nitakuwa

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

nimewakwaza. Tunastahili kukaa pamoja. Huu ni mwaka wa mwisho na hii ni bajeti yetu ya mwisho.

Mheshimiwa Spika, nakuomba sana kwa sababu umekuwa ukituongoza kwenye hiyo miaka minne. Umenifukuza kwenye hili Bunge na hujawahi fukuza mtu mwingine. Nasema ukweli ni kwa sababu nilikiuka kanuni na hujawahi fukuza mtu yeyote. Sio kwamba hujatupatia nafasi, umejaribu kutujenga. Hata sisi tunapokuwacha nje, saa zingine Mheshimiwa Spika, utusamehe...

Speaker: Hon. Mutahi, do not feel lonely on that category. Hon. Matunge also suffered the same.

Hon. Mutahi Muritu: Asante, Mheshimiwa Spika. Naomba na naamini Mwenyezi Mungu atatusaidia kupata ukweli wa mambo na kuweza kupeleka wanalaikipia mbele. Tusipofanya hivyo sisi ndio tutahukumiwa. Nashukuru sana Mheshimiwa Spika na ombi langu ungeweza kulikatalia lakini kwa sababu umelikubalia nashukuru Kiongozi wa Walio Wengi Bungeni. Ameweza kuona busara na ndipo nikaomba turudi nyuma ya hema ili tujadili. Waswahili husema ukiona safari ya mamba pia, mburukenge wako.

Nakushukuru sana Mheshimiwa Spika na naunga mkono lakini mwelekeo tunao elekea kama tuna nyaraka tunazostahili kufanyia kazi tuzifanyie wakati huu. Tusiwe na uwoga na tusiogope mtu yeyote na tusilazimishwe na mtu yeyote lakini tukubaliwe tuweze kupeleka wanalaikipia mbele. Kwa hayo mengi ama machache nakushukuru Mheshimiwa Spika na naomba wajumbe waridhie huu muswada na ikiwezekana wiki ijayo tuwape kilicho chao wanalaikipia. Asante, Mheshimiwa Spika na nakushukuru.

Hon. Salma Zamzam: Asante sana, Mheshimiwa Spika kwa kunipatia nafasi tena ili nichangie. Nashukuru Mheshimiwa Kiguru kwa kuona umuhimu wa kuahirisha Muswada ambao umeletwa mbele ya Bunge lako. Bwana Spika, tuliomba dakika chache ili tujadiliane kama wajumbe wa Laikipia. Tumeona kuna umuhimu wa kuangalia kura ya ziada ya bajeti kwa makini. Tunaongelea kuhusu wanalaikipia na hatuwezi angalia maslahi yangu na Wabunge zaidi ya ishirini na tatu.

Huu mswada ni wa maana na tunajua tuko na utaratibu wa Bunge katika hili Bunge. Kama vile dadangu amesema, tuko na utaratibu zaidi. Ombi langu ni tuwe na kikao cha dharura kama Kamati ya Biashara. Bwana Spika, tumesikia kuna shida ya madawa, wafanyikazi kutolipwa mishahara na huu ndio wakati mwafaka wa kujadili na kuona kuna umuhimu wa wanalaikipia kuweza kupitishiwa pesa ili waweze kufanya biashara. Sio lazima tuwe na kura za ziada za bajeti. Kuna bajeti ambayo tuliweza kupitisha.

Tukiona kuna shida kidogo, Wabunge wako na jukumu la kuweza kuiangalia, kufanya marekebisho na kurudisha katika Bunge lako. Bwana Spika, tukipitia kiti chako tukufu, sisi tunaangalia sheria na tunapitia sheria vizuri. Tunaona sisi ndio tunatoa mchango maalum katika Bunge la Laikipia. Tumeona wengi wameweza kujadili lakini ukweli ni kwamba sisi ndio tunatia mchango kwa muswada maalum katika Bunge la Laikipia.

Tunajua wiki ijayo wanalaikipia watapata kilicho chao na watapata haki yao na tutaweza kufanya kazi pamoja. Sisi kama Bunge la Laikipia tunapendana na tunafanya kazi kwa umoja. Tunajua tutaendelea vizuri na tutaendeleza wanalaikipia. Bwana Spika, hayo ndiyo yangu na naomba Wabunge waweze kuunga hili mia kwa mia ili wanalaikipia wapate haki yao wiki ijayo. Asante, Mheshimiwa Spika.

Hon. Daniel Mugweru: Thank you, Mr. Speaker. I also rise to support what the Majority Leader has done because it is always good to think beyond what many are seeing.

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

Having said that, even as we are talking of deferment, the truth is that we are not saying that vote on account is not important. Mr. Speaker, if we are able to give a permanent solution, why should we give a temporary solution.

Mr. Speaker, we need to think about how we are going to give Laikipians a permanent solution for the budget. By giving a permanent solution we also need to look at our timing because we might stay here saying that we want to give a solution yet time is not on our side. As Hon. Wakahiu had said, we need to have a time frame such that if it is on Tuesday next week, we wake up and agree on how we are going to give a permanent solution to Laikipia.

Mr. Speaker, having said that we are giving a permanent solution, we also need to understand that this is a House of order. We need to follow the law so that when we do something it may not be questioned in future by the court of the law. We should also respect everybody's opinions because each and everybody is entitled to their opinions. There is no condition set that we must sing one tune. If you hear me singing a different tune, you should respect that because majority will always have their way and the minority will have their say and that should be respected by everyone.

I represent people and others as well and I am the one who knows the interests of the people that I represent. I should therefore respect the other Member because he/she is the one who understands the interests of his people. So we should balance this one and be able to accommodate everyone's opinion in this House. I support and thank Hon. Majority Leader for giving us that chance. We will still defer but we need to think about introducing it as soon as possible or giving a permanent solution soonest possible. Thank you.

Speaker: May the mover give a reply?

Hon. Joseph Kiguru: Thank you, Mr. Speaker, Sir. I would want to start by appreciating the contribution of Members. I also want to be very clear that the Vote on Account that I brought into this Assembly was with consultation with the Governor himself but the Members have promised in this House that they will come up with a permanent solution and therefore I am very happy. I appreciate everyone and make sure that on Tuesday we come up with a well elaborated way out to ensure that we are going back to the normal operations. I thank the Members and to urge them to deliver as they have promised.

(Motion deferred)

CONSIDERED RULING

VOTE ON ACCOUNT

Speaker: Hon. Members, I think it would be important for the sake of HANSARD of this House to make some few comments so that we are not portrayed as a House that has failed or maybe the leadership or the Speaker has failed. I will start by saying that as a House we have failed the Laikipians.

One, Hon. Mutahi read us the Standing Order that says that in case the Appropriation Bill has not been passed or not likely to be assented to by 1st of July, then the Assembly may authorize removal from the revenue account first to sustain this county and especially in operations. Hon. Members, today is 19th August, 2021 and we are passed half of the 1st quarter. Our ambulances cannot be fuelled and the operations which we are doing we have not authorized such monies and yet we want to prioritize the lives and plight of the Laikipians.

So this vote on account did not come today. The Executive have made three requests on vote on account to this House. Today we are here and we want to say that it is not something

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

which is needed but I believe that the Executive have written to this House thrice requesting for vote on account. That means that the Executive who are the implementers have always seen the need of us giving them that mandate so that they can be able to withdraw money from the revenue fund to enable them to fuel the vehicles, pay salaries and to meet all those recurrent needs. That has come and we have discussed it with HBC and even brought it to this House and we can judge ourselves on whether we have failed.

Number two, the appropriation has not been assented to and that is the vote on account was coming. Number three, we have got the issue of memorandum that quite a number of members have also asked about. I think that it is important to make it clear that the memorandum that came, when we do the budget report, we do the Appropriation Bill and send it to the Governor to assent. If the Governor does not agree with some of the things in that budget report, he is supposed to do a memorandum based on the budget report that was passed by this House.

The memorandum which we have, much of it is based on the new CFSP which we need to confirm whether it was tabled and even passed in this House. Therefore, Members it is good to understand where we are coming from. As a Speaker, I am not going to allow an illegality to come because of pressure that could be. Then I have to guide you unless you prevail upon me but I will have guided you.

Number three, the memorandum that came introduced the infrastructural bond. The budget report which we passed in this House did not have that infrastructural bond yet this House discussed the debt management strategy paper and rejected it. Even if today you bring the bond in that memorandum, how do you then operationalize the bond because first of all you must have a DMSP which has been approved by the House and also a CFSP that has been informed by that DMSP and which gives the ceilings for the bond to come in and it also did not have the bond.

At times, we want to force things to happen but it is always good to go and look at the legal issues because Hon. Thomi reminded us that we need to be very professional and that is what we are always trying to do. We should not allow things to come, we have a got a memorandum which we are discussing here and we will have said that we have given the Laikipians money through the bond which cannot be implemented since you don't have the DMSP. I don't think you can go to the controller of budget today and get money for the bond projects without the DMSP approved by this House. I hope that that is also clear.

The memorandum which we were to bring, I know that the HBC was under pressure to bring that as a one block motion but that is not how you handle that motion. When the Governor's memorandum comes, it is coming to amend the Appropriation Bill and therefore you have to do it clause by clause and whatever the Governor has said on a certain clause you effect it in the bill. You cannot just come and say that we are voting for it as a block. We don't just to bring business in the House which we know that it is an exercise by futility. We agreed to be guided, reason together and we listen to the technical team so that we don't get to a point where we intimidate our technical team until they cannot have the confidence and courage to advise us.

I think that it is important for us to do things as we are supposed to do as a House. It is also important the way Hon. Zamzam, Hon. Wakahiu, Hon. Mugweru and others have said that the HBC and as a House we prioritize this business of the Laikipians getting the budget whether as a permanent solution. If we are not able to give a permanent solution immediately, then we must come up with some temporary solutions. What we are saying is that let us have the budget running for the Laikipians. Let us not get to the end of the 2nd month of the 1st quarter without

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

having a budget because it is important for us to do that. As a House we shall be judged very harshly that we are not able to execute our mandate.

I hope that we are well guided and I also want to believe that I am not very harsh because everybody is listening to us. Tomorrow, the same Executive will go around blaming us that it is the Laikipia Assembly who have failed to pass the Vote on Account for them and that is why they are not able to fuel their vehicles or unable to do a, b, c. Otherwise Members I know that we are capable and can do better and give Laikipians a solution.

ADJOURNMENT

Speaker: This House now stands adjourned until next week on Tuesday, 24th August, 2021 at 2.30 p.m.

The House rose at 5.37 p.m.

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*