REPUBLIC OF KENYA

COUNTY ASSEMBLY OF LAIKIPIA

THE HANSARD

Tuesday, 11th July, 2023

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

[Deputy Speaker (Hon. Anthony Theuri) in the Chair]

PRAYERS

COMMUNICATION FROM THE CHAIR

CECM NOMINEE FOR COUNTY ADMINISTRATION AND PUBLIC SERVICE

Deputy Speaker: Hon. Members, pursuant to section 30(2)(d) of the County Government Act 2012: The County Governor shall, appoint, with the approval of the County Assembly, the County Executive committee member in accordance with Article 179 (2)(b) of the constitution.

Pursuant to the above provision and the provision of the public Appointment (County Assemblies approval) Act, 2017 I wish to inform this House that the Governor has forwarded to the County Assembly through the office of the Clerk the name of the Nominee for: County Executive Committee Member of the County Administration and Public Service through letter dated 26th June, 2023 for the consideration by this House.

The name of the nominee and her respective cluster as forwarded by the Governor; Purity Kendi Gitonga, CECM- County Administration and Public Service. Pursuant to the Standing Order 184(4), the aforementioned nomine shall be vetted by the committee on Appointments. I therefore urge the committee to adhere to the timeframe as set by the Public Appointments (County Assemblies Approval) Act, 2017. Thank you.

PROCEDURAL MOTION

REDUCTION OF NUMBER OF DAYS AFTER PUBLICATION OF A BILL

Hon. Stephen Ndiritu: Hon. Speaker, I am standing on behalf of the Majority Leader, Hon. John Gichuki Maina. I beg to move the following motion; that this Assembly approves the exemption of Standing Order No. 116 to reduce the number of days required after publication of the Laikipia County Appropriation Bill, 2023 (Laikipia County Bills No.3) from seven days to five days.

Mheshimiwa Spika, nachukua fursa hii kuwakaribisha Waheshimiwa kwa kikao cha leo. Ni kikao cha kwanza tangu twende mapumziko ambayo yalikuwa ya lazima. Mswada wa leo ni wa kujadili kusongeshwa kwa muda wa nyaraka tulio nayo. Tunaomba kuipunguza kutoka siku saba hadi siku tano. Hii itatupa nafasi ya kupitisha *appropriation bill* kwa wakati unaofaa.

Wakati uliopita tulipitisha mswada wa bajeti ila hatukupitisha *Appropriation Bill*. Hio ndio inayoipa serikali idhini ya kutumia pesa tulizo pitisha. Ningependa kuwaeleza wenzangu kwamba tumechelewa sababu tumepita tarehe 30 Juni bila kupitisha bajeti yetu. Huenda tukawa na changamoto mwezi huu na mwezi ujao kama hatutahara kisha *Appropriation Bill.*

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Kuwezesha anayesimamia pesa kuziachilia, lazima tuonyeshe *Approriation Bill* na ripoti yetu pamoja na kuiweka kwenye mpangilio jambo ambalo litachukua muda.

Ningewasihi wenzangu wakubali ufupisho wa muda kutoka siku saba hadi siku tano. Itajulikana kwamba kuna hospitali, wafanyikazi wanaofanya kazi tofauti ngumu na wengine kama sisi sote tunahitaji pesa. Hii ni moja wa mambo yaliyofanya twende likizo ya lazima. Naomba Wabunge tupitishe mswada huu kwa muda unaofaa.

Ningeomba mwakilishi wa Wadi Mteule kutoka Sosian, Mheshimiwa Kamara aweze kuunga mkono na kuafiki mswada wa leo. Asante, Bwana Spika.

Hon. Benson Kuria: Asante Bwana Spika, naunga mkono mswada huo mia kwa mia.

(Question proposed)

Hon. Samuel Gatati: Thank you, Mr. Speaker. I stand in support of deduction of days from 7 to 5 days. I quote what the mover of this motion said that we are already late in passing this one. For this Government to start doing what it takes from pending bills, salaries, development fund to be accessible, I support. Thank you.

Deputy Speaker: Members I suggest that the mover to give a reply.

Hon. Stephen Ndiritu: Asante Bwana Spika, nashukuru wajumbe kwa kuunga mkono huu mswada. Wanaelewa nia na kusudio letu la kupunguza hizo siku saba. Nawaomba tutakapopiga kura tupige kura ya kukubaliana. Asante.

(Question put and agreed to)

BILL

First Reading

LAIKIPIA COUNTY APPROPRIATIONS BILL, 2023

(Laikipia County Bills No. 3)

BILL

Second Reading

LAIKIPIA COUNTY APPROPRIATIONS BILL, 2023

(Laikipia County Bills No. 3)

Hon. Stephen Ndiritu: Hon. Speaker I beg to move that;

The Laikipia County Appropriation Bill, 2023 (Laikipia County Bills No. 3), be now read at a second time.

Bwana Spika nimeweza kueleza wajumbe tuko na mswada na kwa sababu tumechelewa kidogo na sheria ni msumeno ambayo hukata pande zote, naomba tukubaliane na isomwe mara ya pili. Nauliza Mheshimiwa Shuel aunge mkono huu mswada.

Hon. Paul Leshuel: Mr. Speaker, I stand to second the second reading so that we can be able to move forward. Thank you.

(Question proposed)

Hon. Catherine Kibue: Thank you Mr. Speaker. I support.

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Deputy Speaker: I call upon the move to give a reply.

Hon. Stephen Ndiritu: I want to take this opportunity to thank Members for supporting this bill to be now in the second reading. Thank you.

(Question put and agreed)

(The Bill was read a Second Time and committed to a Committee of the Whole today by leave of the House)

COMMITTEE OF THE WHOLE

[The Deputy Speaker (Hon. Anthony Theuri) left the Chair]

IN THE COMMITTEE

[The Chairperson (Hon. Leila Hussein) took the Chair]

LAIKIPIA COUNTY SUPPLEMENTARY APPROPRIATIONS (NO. 2) BILL, 2023

Chairperson (Hon. Leila Hussein): Thank you Members and welcome to the Committee of the whole. The rules are relaxed.

Clauses without Amendments

Clause 3 and 4

(Question on Clause 3 & 4 put and agreed to)

Clauses with Amendments

Clause 2

(Question Clause 2 proposed)

Hon. Stephen Ndiritu: Thank you Chair. Sorry for the delay. I beg to move that Clause 2 be amended as follow;

On page one, it is a notice of the amendment to the Laikipia County Appropriation Bill the one we are having now. I beg to the following amendments to the Laikipia County Appropriation Bill. That the Laikipia Appropriation Bill be amended as follow;

On Clause 2, *the Clause be amended by deleting the words 'Kshs. 7, 407, 136, 173 only' and replace with the words 'Kshs. 7, 246, 677, 517 only.'* Hon. Chair, I request Hon. Shuel to second.

Hon. Paul Leshuel: Haya marekebisho ni muhimu sana. Tulikuwa na fedha za kusawazisha.

Nafikiri hilo ndilo Mheshimiwa anajaribu kuangalia kwa sababu ilisemekana itaondolewa kwenye *Appropriation Bill* yetu. Naunga mkono.

(Question of the amendments proposed)

Chairperson: The floor is open for debate. The mover to give a reply.

Hon. Stephen Ndiritu: Thank you, Hon. Chair. I thank all the Members for supporting that amendment. Thank you.

(Question put and agreed to)

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(Clause 2 as amended agreed to)

SCHEDULES WITH AMENDMENTS

Schedule D-4512000000

(Question proposed)

Hon. Stephen Ndiritu: Hon. Chair, I beg to move that Schedule D-4512000000 be amended as follows;

That the paragraph indicated as the amount required in the year ending 30th June, 2024 for other loans and grants for Finance, Economic Planning and the County Treasury-equalization fund, Kshs.160,458,656.00 be deleted in its entirety.

Hon. Chair, this is the amount that we are discussing because we want to amend this equalisation fund since the fund was not supposed to be in our capital share. We want to amend it so that it is moved to the area that it is supposed to be. Hon. Speaker, I request Hon. Mugweru to second. Thank you.

Hon. Daniel Mugweru: Madam Chair, I second. Thank you.

(Question of the amendment proposed)

Chairperson: The floor is open. The mover to reply.

Hon. Stephen Ndiritu: Thank you, Hon. Members for supporting that amendment.

(Question put and agreed to)

(Schedule D-4512000000 as amended agreed to)

Schedule D Class sub-total

(Question proposed)

Hon. Stephen Ndiritu: Thank you, Madam Chair. I beg to move that Schedule D;

On page 10, class subtotal (conditional grant development) that the clause be amended by deleting the figure 366,329,524.00 and replacing it with the figure 205,870,868.00.

I request Hon. Lekopien to support this. Thank you.

(Hon. Parleto Lekopien seconded)

(Question of the amendment proposed)

Chairperson: The floor is open for debate. Mover.

Hon. Stephen Ndiritu: Thank you, Chair and the Members for supporting the amendment.

(Question put and agreed to)

(Class subtotal as amended agreed to)

Schedule D Class total

(Question proposed)

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Hon. Stephen Ndiritu: Thank you, Madam Chair. On class total, I beg to move that schedule D the clause be amended by deleting the figure 573,889,641.00 and replacing it with the figure 413,430,985.00. I request Hon. Kibue to second.

Hon. Catherine Kibue: Thank you, Madam Chair. I second.

(Question of the amendment proposed)

Chairperson: The floor is open for debate. Mover.

Hon. Stephen Ndiritu: Mheshimiwa Mwenyekiti nashukuru kwa kuungwa mkono mabadiliko haya.

(Question put and agreed to)

(Class total as amended agreed to)

Schedule D Grand total

(Question proposed)

Hon. Stephen Ndiritu: Thank you, Hon. Chair. I beg to move that Schedule D on grand total that the clause be amended by deleting the figure 7,407,136,173.00 and replacing it with the figure 7,246,677,517.00. I request Hon. Gitahi to second. Thank you.

Hon. Joseph Gitahi: Thank you, Madam Chair. I second.

(Question of the amendment proposed)

Chairperson: The floor is open. The mover to reply.

Hon. Stephen Ndiritu: Thank you, Hon. Chair.

(Question put and agreed to)

(Question on Schedule D grand total put and agreed to as amended)

Memorandum of objects and reasons

(Question proposed)

Hon. Stephen Ndiritu: Thank you, Hon. Chair. Hon. Chair, I beg to move that "the Memorandum of objects and reasons" be amended as follows:

That, the paragraph be amended by deleting the figure 7,407,136,173 and replacing it with the figure 7,246,677,517.

I request Hon. Gatati to second.

Hon. Samuel Mugambi: Hon. Chair, I second.

(Question on the amendments proposed)

Chairperson: The Mover to reply.

Hon. Stephen Ndiritu: I want to thank all the Members for supporting the said amendment. Thank you.

(Question on the amendment put and agreed to)

(Memorandum of objects and reasons as amended agreed to)

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Short Title

Clause 1

(Question proposed)

Hon. Stephen Ndiritu: Thank you, Hon. Chair. Hon. Chair, I beg to move that Short Title Clause 1 be amended as follows:

- On Page 1, Clause 1 which is the short title, that it be amended by deleting the figure Kshs 7,407,136,173 and replacing it with the figure 7,246,677,515. I request Hon. Salim to second.

Hon. Salim Edung: Hon. Chair, I second.

(Question on Short Title proposed)

Chairperson: The Mover to reply.

Hon. Stephen Ndiritu: Thank you, Hon. Chair. I want to thank all the Hon. Members and yourself for guiding us, and the Members for their contributions in support of the said amendments and the said bill. Thank you.

(Question put and agreed to)

(Short Title as amended agreed to)

Long Title

(Question on Long Title proposed)

(Question on Long Title put and agreed to)

Hon. Stephen Ndiritu: Thank you, Hon. Chair. I beg to move that the Committee of the Whole House do report to the Assembly its considerations of the Laikipia County Appropriations (No. 3) Bill 2023 and its approval thereof with amendments. Thank you.

(Question put and agreed to)

[The Chairperson (Hon. Leila Hussein) left the Chair]

(The House resumed)

[The Deputy Speaker (Hon. Anthony Theuri) in the Chair]

REPORT AND CONSIDERATION OF REPORT

Deputy Speaker: Chairperson, it is time to report.

Hon. Leila Hussein: Hon. Speaker, I beg to report that the Committee of the Whole House has considered the Laikipia County Appropriations (No. 3) Bill, 2023, and its approval thereof with amendments. Thank you.

Hon. Stephen Ndiritu: Thank you, Hon. Speaker. I beg to move that the House do agree with the Committee on the said report. Thank you.

(Question proposed)

(Question put and agreed to)

Third Reading

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LAIKIPIA COUNTY APPROPRIATIONS (NO. 3) BILL, 2023

Hon. Stephen Ndiritu: Mr. Speaker, Sir, pursuant to Standing Orders No. 131 (2), I beg to move that the Laikipia County Appropriations Bill (No. 3), 2023 be now read a Third Time.

I request Hon. Shuel to second this Bill for a Third Time. Thank you.

Hon. Paul Leshuel: Thank you, Mr. Speaker. I stand to second the Third Reading of the Bill.

(Question proposed)

Deputy Speaker: Hon. Members, the floor is open for debate.

Hon. Simon Kanyutu: Mr. Speaker, I rise to support the reading of the Bill for the third time because we are the same people who passed the budget here and this is the appropriation according to how we passed so that it can be implemented. Thank you.

Deputy Speaker: I now call upon the mover to reply.

Hon. Stephen Ndiritu: Asante, Bwana Spika. Nashukuru Wajumbe kwa vile ambavyo wameweza kupitisha huu mswada wa *appropriation*. Hii ndiyo nyaraka ambayo itakayoweza kusaidia serikali kutumia pesa zote ambazo ziko hapa. Kwa hivyo, ningetaka kueleza Wajumbe ya kwamba zile pesa ambazo tunapitisha hapa sasa hivi ambazo ni milioni saba. Kwa hivyo, sisi Wajumbe ambao tuko katika hili Bunge, sisi ndio tutafanya kazi ya kuangalia hiyo pesa kuhakikisha zimefanya kazi inavyostahili.

Ningetaka kuwapatia changamoto ya kwamba wale wote ambao wako na jukumu katika wadi zao waweze kuangalia kwa ripoti ambayo tuliyopitisha ili waweze kuona ni miradi zipi ambazo tulipitisha. Tukishaona ni miradi zipi, huu wakati ambapo tunapitisha hii, tutakuwa tunaenda hatua kwa hatua na serikali ambayo iko mamlakani kuhakikisha ya kwamba hizi pesa zote zimetumika kwa njia ambayo inayofaa.

Bwana Spika, tunapopitisha hizi pesa, ni vizuri niweze kuelezea Wajumbe ya kwamba sio Serikali ya Kaunti pekee lakini tunapitisha hata pesa ambazo zitakazotumika katika hili Bunge. Kwa hivyo, wale ambao wako na jukumu lao kutumia hizi pesa, tuhakikishe ya kwamba wametumia kwa njia inayostahili. Sisi ndio tuko na nguvu sasa hivi kwa sababu Bunge limeshikilia bilioni saba kwa maana hapa kuna pia mishahara yetu na hata pesa zetu za marupurupu. Hapa kuna pesa za wafanyikazi, michezo na hata kazi za aina zote katika hili Bunge.

Bwana Spika, wale ambao wako na jukumu la kutumia pesa, tuweze kujua vile pesa itakavyotumika. Tumekuwa na mtindo ya kwamba wanyonge hawana haki. Sasa hivi, tumepitisha mabilioni ya pesa na tunataka pia mnyonge apate haki yake. Tunataka wakati tutakapoenda kufanya kazi yetu ya uangalizi, kama mimi Napata marupurupu, hata yule mfanyikazi ambaye yuko huko kwa mlango aweze kupata.

Tunataka kila afisa yoyote aliye katika hili Bunge aweze kupata marupurupu. Ni vizuri niweke hili jambo wazi ya kwamba tunataka kama ni kupandishwa cheo kazini, ifanyike kwa njia ya uwazi kwa maana imekuwa na mambo ambayo inaletwa ya mehe mehe ya kwamba sisi kama Bunge eti ndio tunazuia wafanyikazi wapate kupandishwa cheo.

Sisi tulisema kinagaubaga ya kwamba wale ambao wanakusudiwa kupandishwa cheo, tunataka tuone ni kina nani na wawekwe kwa huu ubao ndio tujue ni kina nani ambao wanapata. Tulisema ya kwamba tukipitisha hivi tutakuta wale mabwanyenye, watu wenye tumbo kubwa

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na ambao wako na pesa na huenda kila sehemu ndio tunapandisha cheo. Hapa tuko na watu ambao wanahitaji kupandishwa cheo ambao ni wanyonge na tangu walipoingia hapa 2013 na 2014, hawajawahi kupandishwa cheo.

Kwa hivyo, sisi tuliambia wale ambao wanaoshikilia upande wa Bunge na katika mpangilio wa Bunge ya kwamba sisi hatupingi lakini tunataka uwazi na uwajibikaji. Ni vizuri niseme hivyo kwa sababu hili Bunge limekuwa ya kwamba kila mtu ni mwanasiasa, unavuta yako na mimi navuta yangu. Sasa kuna wale ambao wameambiwa ya kwamba ni Wajumbe ambao wamekataa.

Sasa tumepitisha pesa zaidi ya milioni saba ambayo itakuja katika hili Bunge, wale ambao watapandishwa cheo lazima tujue ni kina nani na hayo ndiyo wale ambao ambayo tunataka. Kwa hivyo ningetaka wafanyikazi waelewe ya kwamba sisi ni wazi kwa sababu wengine wanadanganya ya kwamba tutapandishwa cheo lakini akienda kwa orodha hakuna jina lake.

Tunafaa tuone ikiwekwa wazi hata wasiende kuulizwa, bora iwekwe pale ili tuone kwamba ni Kagondu, Dan, Mukorino au mwingine lakini sio ya kuambaiwa eti tunataka kupandishwa cheo lakini imewekwa chini ya kabati ambapo sisi hatuelewi. Ni vizuri ieleweke ya kwamba sisi tuko na nia njema na Laikipia na pia watu wote. Tunaomba ya kwamba zote tujue kila mtu ni mwanadamu na tofauti tu ni cheo ambazo tuko nazo. Kama mimi, cheo yangu ni kubwa lakini nikivua hizi nguo nabaki tu kuwa kagondu. Lakini ninapoingia hapa, mimi ni Mheshimiwa.

Kwa hivyo, ni vizuri tuweze kuelewa hivyo, tuheshimiane na kila mtu aweze kupata haki yake na kila mtu apewe kile ambacho anachohitaji. Tunaelekea michezo ya CASA ambapo mimi naamini ya kwamba wale watu wote ambao wako hapa wataenda na kwa hivyo ni lazima kila mtu aingie kwa michezo. Kamara ni mkimbiaji hodari na ninaamini ya kwamba atakuwa pande hiyo, Kanyutu nadhani yeye ni kuogelea, sijui. Mimi ni mtu wa *darts* na huwa napima. Tuko na Mheshimiwa Karuiru ambaye huwa nacheza *pool table*.

Bwana Spika, ni vizuri sote tujue ya kwamba tuko na pesa na tutapitisha. Sasa hivi tuko na nguvu lakini tukipitisha kesho itakuwa ni mambo mengine. Kwa hivyo, yule ambaye yuko huko tutapelekana, naye hatua kwa hatua kuhakikisha ya kwamba kila kitu kiko sawa. Asanteni na ninaomba Wajumbe ya kwamba tupitishe huu mswada.

(Question put and agreed to)

(The Bill was accordingly read for the third time and passed)

ADJOURNMENT

Deputy Speaker: The sittings of this House now stands adjourned until tomorrow Wednesday, 12th July, 2023 at 9.00 a.m.

The House rose at 3.12 p.m.

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