REPUBLIC OF KENYA

COUNTY ASSEMBLY OF LAIKIPIA

THE HANSARD

Tuesday, 29th June, 2021

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

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

PRAYERS

PAPERS LAID

LAIKIPIA COUNTY GOVERNMENT QUARTERLY REPORT AND FINANCIAL STATEMENTS BY THE HEALTH COMMITTEE

Hon. Veronica Ikunyua: Thank you Mr. Speaker. I beg to lay the following report of Health Services Committee on County Government of Laikipia (County Executive) quarterly report and financial statements for the quarter ended 30th September, 2019 dated 25th June, 2021.

(Hon. Veronica Ikunyua laid the paper on the table)

LAIKIPIA COUNTY GOVERNMENT QUARTERLY REPORT AND FINANCIAL STATEMENTS BY THE COUNTY COHESION, JUSTICE AND LEGAL MATTERS COMMITTEE

Hon. Salma Zamzam: Thank you Mr. Speaker. I beg to lay this paper on behalf of Hon. Catherine Nyawira, the report on Committee of County Cohesion, Justice and Legal Matters on the County Government of Laikipia (County Executive) quarterly report and financial statements for the quarter ended 30th September, 2019 dated 24th June, 2021.

(Hon. Salma Zamzam laid the paper on the table)

LAIKIPIA COUNTY GOVERNMENT QUARTERLY REPORT AND FINANCIAL STATEMENTS BY THE TRANSPORT AND PUBLIC WORKS COMMITTEE

Hon. Daniel Mugweru: Thank you Mr. Speaker. I have paper to lay on the report of Transport and Public Works Committee on County Government of Laikipia (County Executive) quarterly report and financial statements for the quarter ended 30th September, 2019 dated 15th June, 2021.

(Hon. Daniel Mugweru laid the paper on the table)

NOTICE OF MOTION

LAIKIPIA COUNTY GOVERNMENT QUARTERLY REPORT AND FINANCIAL STATEMENTS BY THE HEALTH COMMITTEE

Hon. Veronica Ikunyua: Thank you Mr. Speaker. I beg to give notice of the following motion;

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THAT, this Assembly adopts the report of Health Services Committee on County Government of Laikipia (County Executive) quarterly report and financial statements for the quarter ended 30th September, 2019 dated 25th June, 2021.

LAIKIPIA COUNTY GOVERNMENT QUARTERLY REPORT AND FINANCIAL STATEMENTS BY THE COUNTY COHESION, JUSTICE AND LEGAL MATTERS COMMITTEE

Hon. Salma Zamzam: Thank you Mr. Speaker. I beg to give notice of the following motion;

THAT, this Assembly adopts the report of Committee of County Cohesion, Justice and Legal Matters on the County Government of Laikipia (County Executive) quarterly report in financial statements for the quarter ended 30th September, 2019 dated 24th June, 2021.

LAIKIPIA COUNTY GOVERNMENT QUARTERLY REPORT AND FINANCIAL STATEMENTS BY THE TRANSPORT AND PUBLIC WORKS COMMITTEE

Hon. Daniel Mugweru: Thank you Mr. Speaker. I beg to give notice of the following motion;

THAT, this Assembly adopts the report of Committee of Transport and Public Works Committee on County Government of Laikipia (County Executive) quarterly report and financial statements for the quarter ended 30th September, 2019 dated 15th June, 2021.

STATEMENT

Speaker: What is it Member of Marmanet?

Hon. Simon Kanyutu: I want to make a statement on appreciation.

Speaker: I will give you time to make appreciation.

PROCEDURAL MOTION

REDUCTION OF DAYS OF PUBLICATION OF BILL

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

THAT, this House approves the exception of Standing Order No. 116 to reduce the number of days required after the publication of Laikipia Water Services Bill, 2021 (First Reading) (Laikipia County Bills No. 5 of 2021) and Laikipia County Climate Change Bill, 2021 (First Reading) (Laikipia County Bills No. 6 of 2021) from fourteen days to seven days.

Speaker: What is it Hon. Jacob?

Hon. Jacob Endom: Bwana Spika, naona kuna makaratasi kwa kila kiti lakini kwangu hakuna chochote.

Speaker: Table Clerk, kindly provide the Member with the documents so that he can be able to move together with us. Continue Majority Leader.

Hon. Joseph Kiguru: Thank you, Mr. Speaker, Sir. I was saying that it is very much in order for Hon. Members to go through the bill and amend and do whatever they want with it as long as it is an additional advantage to Laikipians. Mr. Speaker, Sir, I will call upon Hon. Mugweru to second this motion.

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Hon. Daniel Mugweru: Thank you, Mr. Speaker. I second.

(Question proposed)

Hon. Simon Kanyutu: Thank you, Mr. Speaker. I support the reduction of days for the purposes of us ensuring that we continue with the pending work. Mr. Speaker, it is long overdue and it is good when we reduce the days from 14 days to 7 days so that this bill can be brought to the floor of the House for Members to deliberate and see the importance of it. I support.

Speaker: May the mover give a reply. Hon Veronica do you want to give your contribution?

Hon. Veronica Ikunyua: Thank you, Mr. Speaker. I am proposing it remains as it is 14 days so that we can be taken through and see whether we understand it. This is a bill we are passing and it is going to affect many things in our wards. We do not have to rush. When we rush we are left complaining. I do not support.

Hon. Jacob Endom: Asante sana, Bwana Spika. Pia mimi sikubaliani kwa sababu hii ni mswada. Kila wakati mswada unakuja kwa Bunge hili tunasema tukate siku na ni kama Bunge hili halina wakati wa kuangalia vitu zote katika hili Bunge. Bwana Spika…

Hon. Simon Kanyutu: Mr. Speaker, I want to stand on a point of clarification.

Speaker: Hon. Jacob kindly be seated.

Hon. Simon Kanyutu: I am standing on a point of clarification. Mr. Speaker, it is not the duration or when to pass the bill, we are reducing days. We are reducing on publication so that the bill is brought to the members for them to learn and understand what is in that content. We are not reducing the passing of the bill but the publication days so that it can be brought to the Members for them to go through it.

Speaker: Hon. Jacob I wanted to know whether I am getting lost. Hon. Veronica, had you finished.

Hon. Veronica Ikunyua: Hon. Kanyutu wanted me to reply to that.

Speaker: I will give you time to reply.

Hon. Jacob Endom: Bwana Spika, ni vizuri kuelewa kile kitu ambacho hujaelewa. Ukiona mswada umeletwa katika hili Bunge. Kama hatujatimiza kulingana na sheria sio kupunguza ilhali wengine hawajaelewa ni nini iko ndani. Naomba tuwachwe tupitie kwa sababu ni vizuri kupitia kitu na nipitishe kitu ambacho naelewa ni nini nafanya. Sikatai kuunga mkono lakini tupatiwe muda tupitie na tuelewe ni nini iko ndani.

Speaker: Hon. Veronica say something then I give Hon. Ndiritu and Hon. Salma.

Hon. Veronica Ikunyua: Thank you, Hon. Speaker. As Hon. Kanyutu has said we would want it to be gazetted within seven days but I am opposing…

Speaker: After this bill is published it is supposed to take 14 days for it to be brought to the floor of this House or for it to be made public to the Members…

Hon. Veronica Ikunyua: I am still not understanding why the hurry.

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Speaker: I am just explaining what he is saying. It is not being gazetted but after publication, the days it takes for it to be brought in the House for first reading.

Hon. Veronica Ikunyua: I understand but I will still propose the 14 days.

Speaker: Okay.

Hon. Stephen Ndiritu: Asante sana, Bwana Spika. Naunga mkono kupunguzwa kwa hizo siku tano…

Speaker: It is seven days.

Hon. Stephen Ndiritu: Bwana Spika, unajua kuna rafiki yangu hapa ananisumbua sana kwa kuongea. Bwana Spika, naunga mkono kupunguzwa kwa hizo siku. Kupunguzwa kwa siku kinatupatia sisi Waheshimiwa nafasi ya kupata hii nakala mapema ili tuweze kuielewa mapema. Kama hii nakala itakaa hizo siku inafaa kukaa, ni kumaanisha mimi kama mjumbe nitanyimwa haki ya kuiona haraka vile nataka.

Najua tunaelekea likizo na kama itakaa siku kumi na nne nitakuwa nanyimwa haki. Naunga mkono ipunguzwe na kama itawezekana siku mbili ni vyema ili kesho niwe na huu mswada ili niweze kusoma na kuchambua ili nielewe. Wakati italetwa kwa Bunge hili…

Speaker: Order Hon. Member! I need to make a clarification here. Hon. Ndiritu, it is not that it can be reduced to two days. This bill will not be published today. For it to be read for the first time today, I will have achieved the seven days since it was published. It is supposed to be read next week a time like this which will already be seven days. When you say two days, already it has gone to seven days.

If that motion passes, the bill will be read for the first time today. If that motion does not pass then it means it will be read next week. There is no room for two days or five days. Already seven days have gone. Continue.

Hon. Stephen Ndiritu: Ndio maana nasema ingewezekana ingeletwa kitambo. Saa hii naona mswada uko pale na niko na haki ya kujua ni nini iko hapo. Hata hizo siku saba imekaa nimekiukiwa haki yangu kwa sababu ninafaa kuelewa ni nini ambacho iko hapo lakini mkisema ikae mezani siku kumi na nne na haipelekwi Nairobi sina haki ya kupata. Naomba siku saba ili ikiwezekana leo niende na huu muswada ili nikachambue na tuulizane hapa na rafiki yangu ni nini iko ndani. Pia nitaweza kuongea na marafiki ambao wako mbali na wananchi Wangu mapema ili wakati huo mswada unakuja hapa Bunge nitakuwa na nafasi ya kurekebisha vitu ambavyo nataka. Naunga mkono mia kwa mia ili wakati siku saba zinaisha nipatiwe nakala ili niweze kuangalia. Asante.

Hon. Salma Zamzam: Asante sana, Bwana Spika kwa kunipa nafasi ya kutoa mchango wangu wa kupunguza muda wa siku kumi na nne hadi siku saba. Hii sheria ambayo imeletwa kwenye Bunge letu ina msingi na inahusu watu wa Kaunti ya Laikipia. Nimeona pia inahusika na Wizara ya Maji na Mazingira na hilo ni jambo muhimu katika Kaunti yetu.

Nashukuru Kiongozi wa Walio Wengi katika Bunge letu kwa kuleta wazo la kupunguza siku ili iende katika siku saba na irudi kwenye Bunge letu tukufu tuiangalie katika kamati na Jumba lote. Jinsi ambavyo ndugu yangu amesema, tunapostahili kuweka mkazo basi tuweke mkazo ili tuweze kupitisha huu mswada ambao umeletwa kwenye Bunge letu.

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Nikiongea kuhusu serikali iliyo mamlakani, tulipitisha *Disaster Bill* na hadi wa sasa Gavana hajatia sahihi. Tungeomba mswada wowote unapopitishwa katika Kaunti ya Laikipia Gavana aharakishe kuiweka sahihi ili itumike kama sheria katika Kaunti yetu. Naungana na wenzangu mia kwa mia kwa sababu ya huu mswada wa kupunguza siku kumi na nne iwe siku kumi na saba ili sisi Wabunge tuweze kupitishwa na tuone mahali tunapoweza kutilia mkazo ama kutoa mchango kwa ajili ya huu mswada. Asante.

Hon. Robert Maina: Nilikuwa tu nataka kumfahamisha dada yangu kwamba sio kumi na saba. Ni kutoka siku kumi na nne hadi siku saba.

Speaker: It is okay. Hon. Ndiritu, you already made your contributions.

Hon. Stephen Ndiritu: Asante, Bwana Spika. Nilikuwa nimechangia lakini kuna kitu kimoja ambacho nimekiona hapa...

Speaker: Hon. Ndiritu...

Hon. Stephen Ndiritu: ...na ningeomba iharakishwe kwa sababu watu wangu wanakufa kwa sababu wanakosa maji.

Speaker: Order! Hon. Ndiritu. You cannot respond to a question twice, and those are the rules of this House.

Hon. Wilson Wakahiu: Thank you, Mr. Speaker. I rise in support of the said motion concerning those two Bills. For sure, those are very important Bills that are supposed to be passed by this House and at the same time be assented by the Governor. Having, particularly for the first Bill there, the Laikipia County Water Services Bill, been brought to this House sometime back. The Bill was very important but sometimes did not go through.

I believe that many of us have seen some of these Bills, like the Water Bill, and having reduced the number of days after publication I believe that it will give us a good time. I like the way Hon. Ndiritu has explained the same because I believe this is the high time for us to have the document on our desks. Many of us can even share it with our people who we represent as well as consult on how we can improve. If there is an area that needs amending we can have a good time consulting with others to make sure that the Bill will be better for the people of Laikipia. As I have said that, I believe that Hon. Members will support this motion and ensure that we have the document in time before we go for recess so that we can be able to go through the document. I support.

Hon. Mary Samken: Thank you, Mr. Speaker. I also rise in support of the motion, that we reduce the number of days required after publication, from fourteen days to seven. As the Hon. Members have said, these two Bills are very important. Water is life and we require water in this County in so many areas. We want this Bill to come to this House so that we deliberate about it, talk about where we need water, and sit and make sure Laikipians get the water that they require.

Mr. Speaker, climate change is a global concern. So it is also a very important Bill and I support that we reduce the days so that we can get these Bills to go through the First Reading then to the concerned committee so that the committee can also get a chance to go through it. This will enable us to get a chance as the Hon. Members to be able to give the required proper support and make the changes we may need to make. We need to bring it very fast so that we pass it and it becomes a law so that it can help our people. Thank you, and I support.

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Speaker: May the Mover now give a reply.

Hon. Joseph Kiguru: Asante, Mheshimiwa Spika. Nashukuru kwa sababu ya Wajumbe kuunga mswada huu mkono. Ningetaka tu kueleza kwamba nafasi tuliyo nayo, tayari mswada umechapishwa kwa hivyo tupate nafasi ya kuongea kuihusu. Ningetaka tu kueleza Waheshimiwa waliokuwa na hoja ya kwamba mwezi uliopita tulikuwa Meru kwa madhumuni yayo hayo. Tuliupitia huu mswada, na nafikiri muda ambao tumekaa na hizi nakala... nashukuru kwa sababu tuko na nafasi nzuri tu. Tutapata pia nafasi ya *Committee of the Whole House* kufanya marekebisho. Nashukuru kwa sababu najua kwamba tutapata nafasi ya kueleza na kubadilisha vipengele ambavyo tungetaka kubadilisha. Naomba Wajumbe waipitishe kwa asilimia mia moja. Asante.

(Question put and agreed to)

BILLS

First Reading

LAIKIPIA WATER SERVICES BILL, 2021

Speaker: The Bill is committed to the Committee on Agriculture, Water, Environment and Natural Resources.

First Reading

LAIKIPIA COUNTY CLIMATE CHANGE BILL, 2021

Speaker: The Bill is committed to the Committee on Agriculture, Water, Environment and Natural Resources.

Before we rise, Hon. Kanyutu wanted to make a statement. It is very important that we also give him a chance. Thank you, Hon. Kanyutu for that reminder. Standing Order No. 81 allows a Member to make a personal statement but there will be no debate in such a statement. Therefore, once the Member makes that statement then we will finish.

Hon. Simon Kanyutu: Thank you, Mr. Speaker for giving me this opportunity. As a representative of people of Marmanet and also being the Chair of Kimani's family, I take this opportunity to thank all the Members and staff for the support they accorded me when my mum went to be with the Lord. I am very grateful for the moral and spiritual support.

Mr. Speaker, I first start with you. As a family we really appreciated. Even the day when you had a chance to preach to us we really felt consoled. I also thank all the Members who accompanied you, the Member who led the meeting Hon. Kiguru from Igwamiti, you did wonders. I also thank the elders who sat on the front bench together with you. I remember our CMA elder who was at the bench and represented the Catholic Church in an immense way and we were very thankful as a family.

I cannot forget all the Members led by Hon. Karuiru, Mugweru, Wakahiu and the rest who were able to lead in all the songs that were proceeding there. During the burial I can remember the Hon. Members Wachuka, Veronica, Kibue and the others who really supported us. We also have our coordinator in this Hon. House, Hon. Mugweru. Whatever he did even to date, our members of the family are still astonished. We are very grateful as a family.

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Mr. Speaker, I remember the dignitaries who arrived there led by Hon. Roberto and Hon. Lukio during the burial. I even forgot that it was a burial ceremony because it almost turned to be a wedding. Up to date I am not mourning but celebrating the life of our mum. I am grateful to the Members of this House and the staff because you came in large numbers until the members of the public until today are still astonished.

To say the least, you had a chance to sing as an Assembly during the funeral. Each and every member of the family and the larger family and even the guests who were there were very astonished. They were even asking whether all the Members of the Assembly are saved and I told them yes because I am a witness. I thank God for that. Thank you, Mr. Speaker. There are some members from my church who were seeking whenever you can get a chance you can come and preach to them in their church.

Speaker: Thank you, Hon. Kanyutu. It is good that you are celebrating the time that God gave you your mother. I also want to thank the Members for the efforts that we made. I wish to emphasize that it is important for all of us to come together when one of us has an issue. It becomes difficult when you do not attend or contribute because when a time comes and you have a problem at your place, yes we will come as friends and people will look at you like you have not been making any efforts and wonder why the Assembly is not there yet it visited another place.

It is important also for us to make sure that we participate any time one of us has an issue because the more you participate the more people will have the freedom to participate in your function. I am sure that all of us have got daughters and handsome sons and very soon you will be inviting us for weddings and we want to come and be a part of that. When you look at Patrick Waigwa, I don't want to be found that I was not participating. It is good for us to come together because a Member feels comforted like we stood with Hon. Kanyutu.

Lastly, I was also happy that when the Assembly were given time to sing and also to lead the service we all actively participated and that is very important. I never knew that Hon. Wakahiu is a good dancer but I saw him that day when we had a service. I was imagining if only we could have a choir like an Assembly then we cannot miss the tenors, bass and sopranos. Of course Karuiru can lead in bass or whatever voice he has.

I am also formed and we are also aware that one of our directors, Mr. Legei has lost his father. It is therefore very important to show the same love as an Assembly and stand by him during this mourning time. I am also informed that the burial will be on Friday. I was talking to one of the members of the staff and he told me that they are organizing themselves to go and see him tomorrow but it is becoming tricky because there is an organized jab for COVID-19 here for those who have not taken their second dose, and also we have got two sittings.

So they are still thinking on whether to do it on Thursday but whichever date, it is good that we participate. Otherwise, thank you Hon. Kanyutu. At times you may want to participate but you don't have an opportunity to do that because you must have participated for us to participate. Even talking to the Church and arranging a tent for the leaders and the Members of the Assembly, at times you may find that the Hon. Members have got nowhere to sit and it ends up being chaotic. So, thank you for the effort that you made.

ADJOURNMENT

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Speaker: This House now stands adjourned until tomorrow Wednesday, 30th June, 2021 at 9.00 a.m.

The House rose at 3.05 p.m.

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