REPUBLIC OF KENYA

COUNTY ASSEMBLY OF LAIKIPIA

THE HANSARD

Wednesday, 14th August, 2024

The House met at the Assembly Chambers at 10.00 a.m.

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

PRAYERS

QUORUM CALL

Speaker: Clerk before we begin the business, kindly confirm if we do have quorum.

(Clerk confirmed achievement of Quorum)

NOTICES OF MOTIONS

ESTABLISHMENT OF A TOURISM POLICY

Hon. Catherine Nyokabi: Thank you Mr. Speaker I beg to give notice of the following motion:

THAT, NOTHING THAT, Trade development and regulation including local tourism is a function of County Government as stipulated in Part 2 of the Fourth Schedule of the Constitution of Kenya 2010;

FURTHER NOTHING THAT the County Integrated development plan, 2023-2027 nurtures promotion of domestic tourism as one of its objectives in the Tourism Sector;

AWARE THAT Tourism remains the cornerstone of the economy, and a leading foreign exchange earner for the country, Moreover, the sector has high multiplier effects as its growth stimulates further development in other activities;

COGNIZANT THAT the County Governments are the custodians of tourism resources hence they have a vital role to play in tourism;

APPRECIATING THAT a range of eco-tourism and community-based projects should form part of a diversified and enhanced tourism product, including home stays, agro-tourism and sports tourism;

OBSERVING THAT the success of domestic tourism is dependent upon effective and creative marketing and promotion of the county as a destination;

this House URGES the County Government to establish a County Tourism Policy that will seek to:

1. Revive County Tourism through putting in place measures such as redeeming of destination image and positive publicity by employing public relation tools, product diversification, provision of high-quality standards of products and services, tourism area planning and incentives to attract investments in tourism sector;

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2. Support Communities in the development of local tourism products through technical assistance;
3. Diversify, develop and implement innovative tourism products that enhances economic growth, environmental sustainability and preserve heritage;
4. Support communities in designing and developing authentic innovative tourism products at the local areas;
5. Enhance the uptake of Meetings, incentives, conferences and exhibitions (MICE);
6. Ensure that tourism circuit roads are mainstreamed into the National and County Roads Investment Plan;
7. Give high priority for upgrading, rehabilitation and periodic maintenance and signage for access roads to local tourist destinations;
8. Develop a County Tourism Marketing Strategy to guide and inform tourism marketing and promotion in the County;
9. Fasten the development of available tourist sites like Kirimon National Reserve, Manguo Hippo Point and other available tourist sites within the County. Thank you, Mr. Speaker.

STATEMENTS

RESPONSE TO STATEMENT ON WATER TARIFFS IN LAIKIPIA COUNTY

Hon. Simon Kanyutu: Thank you Mr. Speaker, I stand in response to a statement on behalf of Hon. Leila Hussein. I respond to the statement on water tariffs in Laikipia County. On 23rd July 2024, a statement was raised in this House by Hon. Nicholas Lempaira requesting for responses regarding water tariffs in Laikipia County. I don't know whether the Honourable Member who had asked the statement has left the House. I don't know whether I continue with response or wait until he is back?

Speaker: Just continue, the statement is for the House.

Hon. Simon Kanyutu: I thought the person who had asked should be in the House. Subsequently, the committee sent a letter to the Managing Director Nanyuki Water and Sanitation Company on 1st requesting his office to respond therefore on the matter raised by the Honourable Member. The issues raised by Honourable Member was as follows:

1. How the Water Company established a Kshs. 1,000 fine.

2. Whether the fine imposed is commensurate with the water bills in question.

The Nanyuki Water and Sanitation Company through the Managing Director has responded to the request and it is attached. For those who are with our gadgets can go to page one on the response to water tariffs of Laikipia County. I think the Honourable Members should be guided on how to go and get the responses because they are in our gadgets. Thank you, Mr. Speaker.

It's only that one of the Honourable Members is claiming he has no statement; it is in the gadgets. I am sure he is now following up. It's only that he had a challenge in opening his gadget but it is now ready.

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1. How the Water Company established the Kshs. 1,000 fines.

Every person in Kenya has the right to clean and safe water in adequate quantities and reasonable standards of sanitation as stipulated in Article 3 of the constitution. To ensure the progressive realization of this, article 70(1) of Water Act 2016 established the Water Services Regulatory Board (WASREB) whose principal objective is to protect the interests and rights of consumers in the provision of water services.

One of the powers and functions of WASREB as stipulated in Article 72(1) of the Water Act is to evaluate and recommend water and sewerage tariffs to the county water services providers and approve the imposition of such tariffs in the line with consumer protection standards; set license conditions and accredit water service providers and monitor and regulate licenses and enforce license conditions.

There was a public notice on public consultation and that one was advertised. The closing date for such comments shall be on 5th July 2024. Public consultation meeting shall be held on Tuesday 2nd at Nanyuki Sports Club Hotel starting at 9:00 a.m. and that indicates that public participation was done. It was gazetted and we have a Kenya Gazette notice within our report. There was also Energy and Petroleum Regulatory Authority schedule of tariffs for Electricity and Charges tariffs.

It is indicated there because they affected the water and that is how Nanyuki Water and Sewerage Company Limited approved tariff structure for the period 2019\2020 to 2022/2023. On 8th November 2019 it was published in the Kenya Gazette. On the same 8th, that is when they approved the reconnection fee at meter point of Kshs.1,000. All is included in our report and it has given all the comprehensive information and all the attachments, anything that is happening there that is being done against the law.

All the procedures were all followed and everything is attached in our report. I hope the Honourable Members will be able to go through the report and see on his part how the recommendation on charges of Kshs. 1,000 for reconnection fee was approved. I am sure, some of the Members that were in the Assembly by then participated and the recommendations were approved were done by all people. Thank you, Mr. Speaker.

Hon. Stephen Ndiritu: Bwana Spika, unajua Mheshimiwa Simon Kanyutu amesoma majibu ya taarifa na anaposoma majibu ya taarifa, tunafaa hata sisi tuchangia katika hayo majibu. Kwa sababu ikisomwa halafu iende ni kumaanisha tumekubaliana na hivyo ndivyo iko. Ni lazima tupewe nafasi tuseme maneno yetu hata sisi kulingana na vile majibu iko na vile mashinani iko. Asante, Bwana Spika.

Speaker : The House is more obliged and I will allow the Members to vent a bit. Thank you, Honourable Majority Whip. The Hon. Lempaira maybe perhaps he needs to contribute a bit to the response.

Hon. Nicholas Lempaira: Thank you, Mr. Speaker. First, I want to thank Hon. Simon Kanyutu on behalf of the Chairperson of the Water Committee for the response on water tariffs. The reason for us to request the statement is the one thousand that is being charged. I know that it has been clearly stated that it is within the law but following the conversation that we have been having with the Water Committee, we realized that NAWASCO needs to do a lot of publicity on this is issue of Kshs. 1000 that they charge people. People should be very well aware when that money is effective.

They should also be aware that NAWASCO does not charge 1,000 if the bill is less than 500. It should be clear so that people within Nanyuki and its environs enjoy these services.

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They should also know that there is a repairment plan when it comes to settling water bills. NAWASCO should also be strategic on how they pass this information to the public so that the public can know how to consume this information well. It is also clear that the way they do reading of the meters and cutting of water supply to the people is different.

During the conversation, we realized that the County Government of Laikipia owes NAWASCO Kshs.14 million. The KDF owes it more than Kshs.15 million while the AP line owes it more than Kshs.10 million. My question is, why are we sparing the big fishes while letting the smaller ones suffer? If the County Government has a water bill amounting to Kshs.14 million, the water supply should be cut off. We want revenue from NAWASCO yet the County Government is not willing to pay money to NAWASCO.

We have been shown a lot of bills that these government agencies owe NAWASCO. The Water Committee should come up with a strategy of how these agencies should be paying NAWASCO so that it can keep running and providing more opportunities to the people of Laikipia. That is also why we are saying that they should have a spirit of negotiation with people who owe them less than Kshs.500 instead of charging them Kshs.1,000. We have to agree as Members of the House on how they will be doing it. Thank you.

Hon. Stephen Ndiritu: Asante, Mheshimiwa Spika kwa kunipa hii nafasi. Mashine hazifanyi kazi lakini nimemwomba Mwenyekiti anipe hii ripoti ili nione jibu la taarifa lililoitishwa na Mheshimiwa Lempaira kwa sababu aliomba apewe taarifa kwa niaba ya Bunge. Mimi kama mwakilishi wa watu wa Wadi ya Thingithu, nina maoni yangu kuhusu hizi faini ambazo zimewaumiza wananchi sana.

Mheshimiwa Spika, sio jambo la busara kuona kuwa mwananchi aliyetumia maji inayogharimu shilingi mia tatu anapigwa faini ya shilingi elfu moja anapochelewa kulipa. Mimi sijui hio ni sheria gani. Afadhali wangesema wanatoza faini kulingana na deni mtu aliyo nayo. Ukisema faini ni elfu moja, aliye na deni ya mia nane na aliye na deni ya mia mbili wote unawatoza faini ya elfu moja. Hapo hakuna usawa.

Mheshimiwa Spika, ni wakati huu ndio tunapaswa kufanya jambo ili kuzuia mwananchi asiumie. Ukienda Majengo, Baraka, Ruai ama Sweetwaters, watu wengi hawana maji kwa sababu ya faini kuongezeka. Unapata kwamba bili yako ni elfu tisa na kati ya hiyo, elfu sita ni faini. Ni vizuri tuzungumze kuhusu hilo jambo na kuuliza je, huu ni uungwana? Kuna mtu anayeitwa Leonard Mambo Mbotela aliyekuwa analeta kipindi cha Je, Huu ni Uungwana? Mimi leo nasimama hapa kwenye Bunge na kuuliza NAWASCO je, huu ni uungwana? Unawatoza wananchi faini kubwa kuliko deni waliyo nayo. Ningeomba kamati iketi chini kuangalia jambo hilo na wajue wananchi wanateseka, mimi nikiwemo.

Jambo la pili ambalo kamati inafaa kuangalia; naona wameleta bili ambazo hazijalipwa na Idara za Serikali. Unapata kuwa Serikali ya Kaunti ya Laikipia ina deni kubwa la NAWASCO. Sijui Mheshimiwa Kanyutu amesoma wapi kwa sababu kuna mahali penye hayo madai. Kuna sehemu inayoonyesha kwamba Serikali ya Kaunti ya Laikipia haijalipa maji. Serikali ya Kitaifa vilevile haijalipa maji. Jeshi pia haijalipa maji. Licha ya hayo, tunatarajia hii kampuni iwape wananchi maji.

Mheshimiwa Spika, leo ukienda pale kwenye soko, utawapata maafisa wa kukusanya ushuru wakiwa wamevalia koti zao za manjano wakitoza watu ushuru ilhali wao wenyewe hawalipi. Hapo hakuna uungwana. Ikiwa wewe unatoza ushuru, kuwa wa kwanza kulipa ushuru. Unapata kuwa Idara ya Biashara ina deni ya maji. Jambo la kusikitisha ni kuwa utapata hata Bunge la Kaunti halijalipa deni. NAWASCO hawatengenezi faida. Kazi yao ni kupokea malipo ili iwape wananchi maji na kuongeza mifereji.

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Sasa hivi tunalalamika kuwa wananchi hawana maji na hakuna mifereji ilhali serikali yenyewe iko kwenye mstari wa mbele kwa kutolipa ushuru. Huwezi kukamua ng'ombe unywe maziwa ilhali humpeleki malishoni. Huo sio uungwana. Mimi ningeomba kamati iketi chini na kutembelea hizo idara na hata jeshi kuuliza mbona hawalipi maji, kwa sababu wananchi wanateseka.

Utapata kuwa Ofisi ya Gavana haijalipa deni ilhali kila wakati tunatenga pesa ya maji hapa kwenye Bunge la Kaunti, sijui hio pesa huenda wapi. Lazima tuangalie hapo ili tujue hii pesa inaenda wapi. Mimi naunga mkono tufanye mazungumzo na NAWASCO ili tuelewe ni kwa nini mwananchi anatozwa faini kubwa kiasi hicho. Nashukuru.

Speaker: Thank you, Hon. Stephen. I want to give this chance to Hon. Anthony Theuri.

Hon. Anthony Theuri: Thank you, Hon. Speaker for giving me this opportunity. It has been long since I rushed into this House, and it also seems that machines are not operating well. They probably need repairs. The last time we were here, I am told that we had visitors going by the name Gen Zs, and they are very good in technology. So, I think we need to work on that. Before I give my contribution, I would like to recognize two honourable guests who are up there in the Speaker's Gallery. We have two gentlemen up there, one of them named Joseph Prince and the other Alexander Mark. They are my sons and have been challenging me each and every morning.

Before I came here, I used to carry them every morning to where I used to work; I was a jua kali artisan. I used to walk out of the house with an overall, machine and welding goggles. The second born has been challenging me on why nowadays I do not wear overalls or goggles and rarely go to work. They know I am a straight them and I am ensuring that they are well-fed, so they insisted on knowing where I work to earn their daily bread. So, I told them to show up here today and afterwards I will take them home.

Mr. Speaker, on the issue of NAWASCO, it is an emotional and sensitive topic. As has been sweetly put by Hon. Stephen, NAWASCO is not there to make profits. Have we ever sat down as a House or committee and asked ourselves what we give back to NAWASCO, because most of the time we have been condemning them. We have been saying that we do not have water. Hon. Stephen has forgotten to state that each and every time we are on public meetings, the first thing he does after greeting the people is to promise to bring them more water. However, he does not say where he will get that water.

On my side as the Nanyuki Ward representative, I am doing the same thing. We are promising people sewage systems and more water, but where is NAWASCO going to get more money if we do not tell our people to pay?

It is the high time we act the talk. We forget about politics and work as leaders. I'm of this opinion, which should be considered seriously. If you are to take your KPLC power bill, we have three categories; three phase, large power and the consumer bill. There is a certain point you reach when using electricity and the price is not the same. But on NAWASCO, even if you use 1 million cubic litres a day and I use 20 litres the price is still the same. What we are saying we should look at the majority consumers of this water.

Mr. Speaker, NAWASCO should come up with an option where the prices of water is not the same. The water I'm taking here with a payment of over Kshs. 200, 000 per month and you cannot expect a *wanjiku* earning less than two dollars a day we are paying the same. That is the highest inequality of the same. What are we doing here we cannot advocate the same for *wanjiku*?

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If we can make the water affordable to the *wanjiku* down there, then we won't be discussing these issues. At the end of the day, we want NAWASCO to work. Most of them have been coming trying to genuinely talk about our people but they can tell you at the end of the day if the Director of NAWASCO and the senior managers can be here, we usually want them to employ our people yet we don't discuss and provide solutions. We are here to offer solutions to them.

I urge the Committee, I included, and the best way we can deal with this is as Hon. Ndiritu has indicated here. Let the penalties be categorised on how we are consuming the water. You cannot tell me that I have a bill of Kshs. 200,000 and you are penalizing me Kshs. 1,000 while this very County has a bill of more than Kshs, 2,000, 000. If you look at that bill at the end, we only had a penalty of Kshs. 1,000. It doesn't make sense.

Mr. Speaker, we need water from this County Assembly to be disconnected. On the same, even the Army. It should be disconnected. At the end of the day, NAWASCO is not with the *Wanjiku* but corporates. I can show one or two projects from NAWASCO but what can I show from the Army? I'm not trying to create hate but it's the truth. Go to BATUK, the same is happening. Go to Cedar Mall, the same. They are not even giving back to the community but we are carrying their burden. Even the National Government. It is a shame. They are collecting money and not paying. It is the highest time that we view NAWASCO as a partner but not enemy and work together.

As we speak here, we have more than 17 or 20 boreholes. They bought a drill and they are doing boreholes. Which other entity in Laikipia has done the same? If there is any shortcoming it's from this House; not NAWASCO. I urge we take this positively, sit down and find a way. Hopefully this time around it shall be on a good point of order and the goodwill of the people. For the first time I want to be on NAWASCO's side on these issues.

Mr. Speaker, I am one of the blessed Members in this Laikipia. I am surrounded by rivers. If there is any problem as much as I want to be progressive, there are more problems in the 14 wards apart from mine. I am proudly associated with NAWASCO. It is the high time we start working as a government Arm so that we can provide solutions. Not only shall we be lamenting here and condemning people but we need to encourage each and every partner in Laikipia.

I also condemn including the ranches that are in our places like in North side that are not supportive to the northern community living or the government or to the people. We need a progressive community and institutions in this County. Thank you.

Speaker: Hon. Wachuka?

Hon. Irene Wachuka: Asante sana Bwana Spika. Nashukuru Mwenyekiti wa Maji na kamati yake.

Speaker: Hon. Wachuka as you proceed, I want to congratulate Hon. Theuri for bringing your sons to the Assembly. It is great honour. They just walked out but I think it is a great gesture for our young ones to be able to see and understand how their fathers handle business in the House. It is a good thing to remember in the future and perform in a better way. Thank you. Hon. Wachuka proceed.

Hon. Irene Wachuka: Asante sana Bwana Spika. Nataka kushukuru Mwenyekiti na kamati ya maji ambayo wameleta. Niongeze kitu kidogo kuhusiana na vile naibu wa Spika ameongea kuhusu maji katika Laikipia nzima kuna shida. Upande wangu wa huko Nyahururu unaona Magereza hawalipi maji. Ukienda hospitali hawalipi maji. Sasa unashindwa ni nini

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inaendelea. Tuko na waziri na pia CO wa maji. Ningetaka niseme kama serikali kuu hailipi maji, hospitali hawalipi na wengine nani atalipa?

Sisi watu wa wadogo na akina mama mboga wanalipa ile kidogo wanapata. Serikali ambayo inabeba pesa yote hailipi. Nauliza mwenyekiti na kamati yako kama mwanachama utuite kikao. Mambo ya maji ni ya muhimu sana. Maji ni uhai. Watu ambao hawana nguvu ndio wanalipia maji na serikali ambayo inashikilia haiwezi ikalipa maji? Nani atalipa?

Naibu wa Spika amesema, watu wa BATUK, Serikali, hospitali, Magereza na kona zote hawalipi maji. Juzi nilisikia mkuu wa magereza Nyahururu akiambia Gavana wachimbe bwawa la maji, nikasema sio kwangu itachimbwa. Anataka kuuwa ile kampuni ya maji. Tukichimba lile bwawa, NYAHUWASCO itaisha na mimi ndio tulianza nikiwa naibu wa Meya. Ningetaka niulize mwenyekiti wangu atuite kwa kamati, tuwaite waziri na Gavana na pia C.O ndio wajue umuhimu wa kuangalia hizi kampuni.

Bwana Spika, ingine ni kuweka pesa mingi. Unaona *wanjiku* analipishwa pesa kidogo lakini samaki wakubwa hawalipi hata hizo pesa kidogo. Hii ni kitu Mwenyekiti anafaa kuangalia sana na kutuita mkutano hata kama ni siku mbili. Sio hapa tu bali hadi Nyahururu. Hawa Wakurugenzi wa maji pia wao wapewe nafasi waseme mahali kuna shida. Tukicheza, utapata NYAHUWASCO imeanguka. Pia NAWASCO imeenda chini. Naunga mkono na tuko nyuma ya Mwenyekiti na kamati yake na utuite mahali kuna shida.

Hon. Leilla Hussein: Thank you, Mr. Speaker. In response to what a Member has said here is that NAWASCO does not charge a levy of Kshs.1,000 to any bill that is less than Kshs. 1,000. Secondly, they will charge you the Kshs. 1,000 if your bill is more than Kshs. 1,000 and you have not gone to NAWASCO to discuss a payment plan. Nowadays, they have relaxed their rules.

Secondly, to our able Deputy Speaker, as a House, we have always looked at NAWASCO as an enemy. I believe from now on, if we look at NAWASCO as a partner we will do better for the community and for the people. All these bills that need to be paid, as my able committee Member here has stated, we need to sit down all of us, the CECM, CO and the Governor and see how to go about paying those bills. We cannot have the DOD having a bill of Kshs. 76,000,000. That is not possible in any way. Why do they refuse to pay yet other people their simple bill of Kshs 3,000 will be disconnected at the main metre for the entire estate to suffer because of one person? That I agree on.

I also believe on the fact that we need to embrace NAWASCO as a partner and moving forward, it will be easier to help the people and water will flow because water is life. Thank you.

Speaker: Thank you, Hon. Member. Members, I think we have had enough time to contribute on this and I want to move to the next response.

EXTENSION OF TIME TO RESPOND ON THE ACTING STATUS OF CHIEF OFFICER FOR AGRICULTURE.

Hon. Irene Wachuka: Thank you, Mr. Speaker. A statement was tabled in the Assembly by Hon. Catherine Kibue on 21st May, 2024 requesting for response regarding the statement on the acting Chief Officer in the Department of Agriculture, Livestock and Fisheries.

Mr. Speaker, Sir, the Labour, Social Welfare and Community Services Committee has sent several letters to the Executive through the office of the County Secretary. However, the reports have been unsatisfactory.

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Mr. Speaker, the committee humbly requests for an extension of time of a period ending February, 2025 to enable the committee table a comprehensive report on the statement.

Speaker: Thank you, Hon. Wachuka. You have indicated that they have not given satisfactory responses and I believe that maybe you should have given them timelines. Have you agreed on any timelines for them to get back to you?

Hon. Irene Wachuka: No, we are going to have a meeting with the committee.

Speaker: You may have a seat as we get response from the House.

Hon. Nicholas Lempaira: Thank you, Mr. Speaker for giving me this opportunity and thank you to the Chairperson for Labour who came up with this response. We have been asking a lot of issues through the Labour Committee. I don't know whether it is the entire Labour Committee that is not serious or it is only the Chairperson or the department that is supposed to respond on this statement.

This is the third time this statement has been requested by different Members from the House. If the chairperson comes to the floor and tells us that the statement is not ready because the response by the relevant department is not satisfactory, I am just wondering whether the report is not satisfactory just to her or even to the Members. I think that every response that these people give is valid. We really want to see that response that is not satisfactory because we cannot be carrying blames of these CO's because some of us are still very young and want to keep this career. If some of us are tired of the career, they should not drag the whole House into it.

Therefore Mr. Speaker, we want you to give us guidelines on how to handle this. If the committee has failed to give us what we have been asking for three times, then we tackle it as a whole House. We get the relevant people who are supposed to respond, whether the Chairperson for Labour, the County Secretary or the Governor. We sit in this chamber and make things right. Why does this statement keep on coming in the Department of Agriculture? Because Agriculture is a core department in Laikipia. Most of us are pastoralists and farmers and therefore when we asking for this statement, we need a proper person who should be accountable for everything that happens in that department.

It is a mockery to this House that the Chairperson just comes and tells us that the statement is not ready. We want them to come clear and tell us what they are waiting to be told so that they can present to us. If there is a report that has been presented and it is not satisfactory to them, maybe to us is satisfactory. Therefore, I think Hon. Wachuka needs to be serious in her committee because we cannot be asking issues on labour concerning these statements and there is always a reason to delay. Mr. Speaker, we want you to guide us properly and we need to have a sober discussion on this. Thank you.

Speaker: Thank you. I have not given out the position but I would like to come to Hon. Anthony and then Hon. Stephen.

Hon. Anthony Theuri: Mr. Speaker, I could not settle when Hon. Nicholas was speaking. It should be noted that I read that statement on Behalf of Hon. Catherine Kibue. On behalf of this House, we need to love one another, shield one another and be professional. We were taught that lesson the hard way. You remember when the Gen-z came here, they came as a team and attacked the House as a team.

Mr. Speaker, on behalf of the Speaker because I will be speaking there when you are not around and I am happy because you are here, you should reject that report by all means.

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Seven months, is it a pregnancy or a gestation period? What are we waiting for in seven months? I have nothing personal against the CO for Agriculture because it is the office itself. I have also noted and it should be noted in this House that they have no respect for Mr. Speaker. They should know that there is Mr. Nabaala and Hon. Speaker.

It should be known and told that the Executive have no respect for this House. Whatever they have been doing, they have been taking it lightly. This is not an extension of the Executive but an independent House. This is the highest House in this Laikipia county. We are not under Governor's mercy or Koinange's mercy but above them and therefore, they should take us with respect. This report should be rejected.

It should be noted the reason as to why we wanted the response. The law is very clear that you cannot act for more than 30 days. Now the Hon. Chair because she is a good mother with a good heart, they just talked with her and told her to just buy time. We have got so many jobless people. Can you imagine of the Gen-z were here to hear that someone is sitting on more jobs and we are asking for an extension. Unless we do not know our mandate here. We have got homes to go to and if my brother does not get that job, let the brother to Kagondu get it or another Laikipian.

If it is substantive, why are they taking long? If they are speaking the truth, why are they taking long? If I ask your name, just say I am Hon. So and so because you do not need to take eight months to tell me your name. What are they hiding or trying to answer for seven months. It should be rejected and everything put to heart. We have got only three years before we go to Wanjiku to answer those questions. It will be a shame as we go to Wanjiku because they are calling us a useless House, an Irungu House. To some extent, I am agreeing. We are here for two issues, to represent our people and to be the leader who shows them the way.

We are speaking of unemployment Mr. Speaker. Do you know that we have got over 30 permanent and pensionable vacancies here that have been lying for the last two years just because of this nonsense here. I have decided to speak the truth and walk the truth whether you love me or not because we are here to work for the people and speak the truth. On behalf of Mr. Speaker, I am assuming that you are not there but you are there, reject this report on totality until we come clear on this issue. If it is something that can be discussed, then let it be discussed. We do not want this nonsense because we have to be respected as a House. I will protect you Mr. Speaker with all my might and mind because I want to be an honest person. Hon. Wachuka, you know I love you but on this they are misusing you. Thank you.

Hon. Stephen Ndiritu: Asante, Bwana Spika. Wewe ndiye ambaye unaendesha hili Bunge na wakati ulisema ya kwamba ni Stephen ambaye atafuata Anthony, ndio maana nimesimama kwa sababu sijawahi kuona Stephen na nguo ndefu. Stephen ni mwanaume. Asante.

Bwana Spika, mimi nataka kwanza kupongeza Mwenyekiti wa Labour na vile vile kupongeza Mheshimiwa Anthony. Lempaira na wale wengine ambao wametoa maoni yao. Mimi ni mwanachama wa Kamati ya Labour na kwa hivyo ni lazima niongee yale ambayo ninajua na yale ambayo inafaa kufanywa kwa utaratibu wa sheria.

Bwana Spika, sheria iko wazi ya kwamba hauwezi ukafanya *Acting* zaidi ya miezi sita. Ukifanya miezi sita, unarudishwa hapa Bungeni tunakupitisha ama tunakataa na hiyo ndiyo sheria. Kwa hivyo, hapa kuna kimzungumkuti ambacho kipo hapa na tusipokuwa macho, hili Bunge litatumiwa vibaya kama soko.

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Bwana Spika, vilevile sheria inasema *one man, one job*. Huwezi kukaa na kazi mbili ilhali huachilii ile ingine. Silaumu anayekaimu kwa sababu anakaimu kwa sababu amepatiwa njia. Hata kama ni mimi na niambiwe nikae hapo nikaimu kama Spika kwa siku tatu na mkose kunitoa nikae miaka mitatu basi nitafurahia. Kwa hivyo, huyu ambaye anakaimu hana shida. Shida ni sisi wenyewe kwa kukaa kitako na kuangalia mambo yakiharibika ilhali tulipatiwa kura na kuletwa hapa ili tuangalie wananchi.

Ni kwa nini nichaguliwe kati ya hao watu wote wa Thingithu ambao wamesoma. Wengine wako na PHD na ni wazuri kwa kuongea kuniliko. Wananchi walipanga laini na kunipigia kura ili niweze kutunga sheria za Kenya na Kuangalia. Kwa hivyo, mimi sitakaa hapa na niangalie sheria ikivunjwa ilhali niko na nguvu ambayo mwananchi alinipea. Mheshimiwa Spika, kama wewe unakaimu ni wakati wa Gavana amfute kazi ama aufanye upya kandarasi ya kazi.

Bwana Spika, kufanya upya kandarasi inategemea ni kwa njia gani. Bwana Spika, vilevile Waheshimiwa ambao tuko hapa, heshima si utumwa. Wacheni tuheshimiwe na tukikosa kujiheshimu hatutaheshimiwa. Hata ukikosa kuonyesha Watoto unafaa kuheshimiwa, hawatakuheshimu. Haijalishi kama tuko na urafiki kwa mfano anayekaimu ni jirani yangu na tunapakana. Chumvi ikiisha ninaenda kwake na moto ikiisha naenda kwake pia lakini kuna urafiki na kuna sheria.

Hata kama ni ndugu yangu ama dada yangu mimi mwenyewe niko na sheria ambayo inaniongoza. Sheria inaniambia nikimaliza miaka tano, tarehe yeyote katika mwezi wa nane mwaka wa 2027 ni lazima nirudi nikaombe kura. Hapo hakuna tafadhali ila ni nijipange nikaombe kura. Kwa hivyo wale ambao wanakaimu, walipojua miezi sita imeisha, wangekuwa wamejipanga. Sisi hatuna shida na anayekaimu na mwenye kuteua. Tuko na shida ya kuhakikisha ya kwamba sheria inafuatiliwa.

Kuhusu haya maongezeko ya muda, ninasema ni vyema lakini vile inaendelea wewe kama kiongozi wa Bunge vilevile hautaheshimiwa. Utaonekana kana kwamba haujui kazi yako. Watakuwa wanasema kazi yako ni kuvaa gauni na kuonekana mwerevu. Utakuwa umevaa kofia iko na manyoya lakini haujui kazi yako. Mwananchi akiwa huko atasema ni ukweli. Atauliza ni kwa nini mtu anavunja sheria. Hatuna shida na serikali ila tuko hapa kuangalia vile sheria inaendeshwa.

Nitasema kwamba tumewapea hizo siku mbili wameitisha hadi wiki ijayo na wiki ijayo walete ripoti. Hatutaki taarifa kwa sababu inaonekana ni mchezo wa paka na panya. Walete….

Speaker: What is it Hon. Lempaira?

Hon. Nicholas Lempaira: *Bwana Spika, sijui kama hii itakuwa katika kauli ya kupatiana habari kwa sababu* we are having a big issue in the Labour Committee. This is a committee that is supposed to sort these issues. This is a committee that is supposed to remove all the acting seats including the one in Health. He is not special. We have serious issues in the Health Department.

The only people who can save us from these issues is a report from you people. If we come here and talk yet we refuse to come with these reports. Hold on Hon. Ndiritu…

Speaker: I thought you wanted to put across because the Member is on the floor.

Hon. Nicholas Lempaira: I am putting up something.

Hon. Stephen Ndiritu: Bwana Spika, huu ulikuwa ni wakati wangu na hajasimama kwa kanuni yeyote. Anafaa kusema anasimama kwa kanuni gani.

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Speaker: In deed yes. Can you just make it short Hon. Lempaira.

Hon. Nicholas Lempaira: Bwana Spika, saa zingine ukitaka kujitetea jitetee polepole. Mr. Speaker, I said I do not know whether it is a point of order or a point of information because we want to understand from the Labour Committee whether they understand their mandate as a committee. We are expecting you as a committee to help us sort these issues. Hold on and let me say something…

Speaker: Hon. Lempaira, the floor belongs to Hon. Stephen. Order Hon. Stephen! Hon. Lempaira, give Hon. Stephen a chance to finalize. I will give you a chance to respond.

Hon. Stephen Ndiritu: Asante, Mheshimiwa Spika. Saa hii nimesema hii ni Bunge ya Sheria na ni lazima tufuate sheria. Kama ni kanuni ya ufafanuzi ni sawa, kama ni kanuni ya habari nitasikiza na kama ni kanuni ya kuagiza nitakubaliana na yeye. Bwana Spika, haitakuwa jambo la busara kumpatia nafasi bila kusema ni kanuni gani kisha unakuja kusomea kamati. Sisi ni wazee na tuko na umri kuliko kijana kama huyu. Huyu ni kijana mdogo akisomea mama kama huyu karibu rika ya nyanya yake.

Bwana Spika, haya mambo tunafaa kufuata sheria na tuangalie. Nilikuwa ninataka kusema Kamati ya Leba ilifanya kazi yake kama inavyostahili lakini majibu ambayo inaletwa hairidhishi. Kama Bodi ya Huduma wamesema miezi iliisha na hawafutwi kazi basi ni ya nini kuleta hapa. Ndio maana ninasema ni sisi tumeleta kuongezeka kwa muda nikiwa kama mwanakamati kisha utuambie wiki ijayo badala ya kuleta hii tulete mjadala na ripoti kamili ambayo itakuwa na mapendekezo ambayo tutaleta katika Bunge hili.

Hii taarifa imekuwa ni mchezo wa paka na panya. Wanakuja kuniongelesha vizuri na hayo maneno inaisha. Hili jambo hatutaruhusu. Bwana Spika, hii sio Bunge ya peremende, soda na maji. Hii ni Bunge ya kufuata sheria na kufanya kazi inavyostahili. Bwana Spika, ninaomba huyu Elizabeth ambaye anakaimu na Panga ni marafiki wetu lakini kisheria, si marafiki wetu. Sheria ni msumeno, inakata mbele na nyuma. Kama wanataka kuwa wakurugenzi wawe wakurugenzi.

Kama hawataki kukaimu wapatiwe ruhusa ili waweze kufanya hiyo kazi vizuri. Hivyo ndivyo unapata kila wakati kuna shida. Ukienda katika hospitali hasaa ile ambayo iko Baraka na wadi ambayo ninawakilisha, haina dawa. Hii ni kwa sababu yule ambaye anakalia hapo anajua ninaweza ondoka wakati wowote. Hana hushughuli kwa sababu hakuna mtu anamuuliza swali.

Bwana Spika, hata saa hii tukitaka kumpiga, hatuwezi kwa sababu anakaimu. Tunafaa kupatiwa afisa mkuu ambaye amekamilika na ambaye tutang'ang'ana na yeye kutoka leo hadi mwisho. Bwana Spika, tuwache mchezo na sisi kama Bunge hatujaolewa lakini kama tunataka kuolewa na Serikali tawala, basi muende; mimi nitajitegemea. Mimi nilichaguliwa na nitaenda kupiga kura.

Ninawashukuru wale wengine ambao wako ule mlengo mwingine wa serikali. Kuna wengine ambao hawataki kura na wengine wanataka. Kuna wale ambao wamemaliza na wengine wanaendelea. Bunge isije kuingia katika mtego wa kuongeleshwa vizuri na kufanyiwa mambo mazuri kisha wasahau ya kwamba mwisho wa siku tutarudi kwa mwananchi. Tutamwambia vipi Bwana Spika? Kama ni kuuma tuume. Tunakaa kama *toothless dogs*. Hiyo ni aibu.

Ninashukuru sana na ninaomba Bwana Spika, utupatie siku chache na wiki ijayo tutaleta ripoti kamili ikiwa na mapendekezo. Asante.

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Hon. Catherine Umija: Thank you, Mr. Speaker. I just want to say that I sit in the Labour Committee and as Hon. Stephen has said, we have been given unsatisfactory answers with the relevant people. We are just asking for an extension we give a comprehensive report and conclusion to this matter. That will be the law as we are going to follow. As much as we are saying that we want an extension of time, we just want to write a comprehensive report and give recommendation.

The Executive will follow the recommendations that will be given by this House. We as the committee have agreed it is not right. Six months are over and I am hopeful that we are going to follow the law. If still they will be in acting capacity, it means that it is an illegality. She is not supposed to be in acting capacity. We know that the office is vacant as per the House. That acting position is not valid. Thank you, Mr. Speaker.

Speaker: Thank you, Hon. Members. Allow me to give one more Member on this matter then we shall give way forward.

Hon. Simon Kanyutu: Thank you, Mr. Speaker. I commend the Honourable Member who stated that they are not getting the comprehensive report. That maybe the reason why Members are complaining because the person who is acting cannot give a comprehensive response. Mr. Speaker, as a House we have the power, the authority and I think if they feel the report that they are getting as a House is not comprehensive, they need to table it here so that we give our recommendations on the floor of the House.

Everything should be done once and for all. We cannot keep on matching on one issue day after the other. Let us act immediately for continuity of our county and improvement of our services to the people. Thank you, Mr. Speaker.

Speaker: Thank you, Hon. Members. As I hear from the Chair and the Members, the committee requires to get more time in order to give us a comprehensive report. I would like to call upon the Chair. How much time do you think will be sufficient for you to give us a comprehensive report?

Hon. Irene Wachuka: Just one week.

Speaker: If you say one week. Today is 14th so will you be able to give us a comprehensive report on 21st of this month?

Hon. Irene Wachuka: Yes.

Speaker: Thank you. Let it be recorded that we expect a comprehensive report on 21st August, 2024. It shall be earmarked for business by the House Business Committee (HBC). Members, we now move to the next order.

MOTION

ESTABLISHMENT OF TOURISM POLICY

Speaker: I do not see the Hon. Member for Segera. Perhaps the Member who is standing in for Hon. Salim may proceed. Hon. Stephen.

Hon. Stephen Ndiritu: Hon. Speaker, I was suggesting that because Hon. Salim is not in, we defer that motion to any other day and not in the afternoon. Thank you.

Speaker: Thank you. We defer this business since the Member is not in. We shall refer this business back to the HBC for reallocation.

(Motion deferred)

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ADJOURNMENT

Speaker: The sittings of this House now stand adjourned until later today 14th August, 2024 at 2.30 p.m.

The House rose at 11.10 a.m.

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