REPUBLIC OF KENYA

COUNTY ASSEMBLY OF LAIKIPIA

THE HANSARD

Wednesday, 17th March, 2021

The House met at the Assembly Chambers at 9.00 a.m.

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

PRAYERS

COMMUNICATION FROM THE CHAIR

REMINDER OF CFSP MEETING

Speaker: I do wish to remind the Members to remember, that there is a meeting immediately after this on *CFSP*, and that meeting is very important. So that we are able to fast track that process, I had made a communication yesterday.

PAPERS

LIAISON COMMITTEE ACTIVITIES PROGRESS REPORT

Speaker: Hon. Deputy Speaker,

Hon. Daniel Nyausi: Thank you, Hon. Speaker, I beg to lay that this Assembly adopts the progress report.

Speaker: Lay the paper.

Hon. Daniel Nyausi: I beg to lay the progress report on Committee activities by the Liaison Committee dated 1st March, 2021.

(Hon. Daniel Nyausi laid the paper on the Table)

NOTICES OF MOTIONS

LIAISON COMMITTEE ACTIVITIES PROGRESS REPORT

Hon. Daniel Nyausi: Thank you Honourable Speaker, I beg to give Notice of the following motion;

THAT this Assembly adopts the progress report on Committee activities by the Liaison Committee dated 1st March, 2021.

STATEMENTS

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STATEMENT PERTAINING LAID OFF COUNTY WORKERS

Hon. Catherine Nyawira: Hon. Speaker, on behalf of the Hon. Joseph Kiguru the Member of County Assembly representing the people of Igwamiti Ward, I seek a statement on the County workers laid off in February, 2020.

Hon. Speaker, Pursuant to the provisions of Standing Orders No.45(2)(C), *A member may request for a statement from the Committee chairperson relating to matters under the mandate of the Committee and the Speaker may either appoint a day for the statement or direct that the statement be issued on the same day.*

I wish to seek a statement from the Chairperson Labour, Social Welfare and Community Services Committee regarding the above mentioned subject.

Honourable Speaker, the County Assembly allocated funds to the tune of a hundred and ninety million in the financial year 2019/ 2020 to the County Administration for Human Capital Management and Development for Public Service Restructuring.

Honourable Speaker, concerned that in the month of February, 2020 the County Government laid off a hundred and seventy members of the County staff.

Hon. Speaker, concerned that in the month of February, 2020 the County Government laid off 176 members of county staff. I request the Chairperson Labour, Social Welfare and Community Services Committee to submit a report of the members of the county staff who were laid off and inform this House on;

1. Why the County Government laid off the said staff and the number of staff that were laid,
2. The criteria used to identify the members of the county staff laid off and,
3. Whether the laid off members of staff had been adequately compensated.

Speaker: Thank you, Hon. Catherine Nyawira. That was a statement to the Labour, Social Welfare and Community Services Committee but I would wish to open the floor for a few minutes for any Member who has a comment or may be an observation to make. Anything that can help that committee to dig deeper or any query on the same so that when the committee will be responding will be able to look at all that.

Hon. Peter Thomi: Thank you, Mr. Speaker. I have heard from my sister Hon. Nyawira on the statement by Hon. Kiguru. I am anxiously waiting to hear the response of that statement. I am also asking myself whether the Public Accounts Committee can also come up with some information concerning the same because where cash have exchanged hands, I think that the Public Accounts Committee could also tell whether those staff were paid and how much and if that was exactly that they were entitled to. Although the statement has just come, I am just to check whether

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the Public Accounts Committee can check on that statement to see whether they can come up with some information on it. Thank you.

Hon. Stephen Ndiritu: Asante, Bwana Spika. Kulingana na hiyo taarifa, ni taarifa ambayo inafaa kueleza kinagaubaga kwa sababu tunajua ya kwamba wakati Bunge imepitisha bajeti kuna ile njia ambayo inafuatwa ndio kila mtu aweze kufutwa ama ndio kila mtu aweze kupata kazi. Kwa hivyo pia ningetaka kuongeza ya kwamba kama vile Mheshimiwa Kiguru ameuliza ni vizuri pia tuweze kujua ya kwamba kuna wale ambao walikuwa kwa orodha na ikasemekana ya kwamba wanaenda na baadaye tukaweza kusikia ya kwamba wamerudishwa. Kwa hivyo hayo ni mambo ambayo pia katika hiyo taarifa ingewekwa vizuri.

Bwana Spika, wakati tunaongea mambo ya uajiri katika Laikipia, ni lazima tuangalie pande zote. Hiyo ripoti inaweza kuelezea pia ile njia ambayo ilifuatwa kuandika watu pia katika Bunge na pia vile walitangaza. Tusikuwe kama nyani ambalo halioni kundule. Tunauliza wale lakini wewe haujiulizi vile unavyofanya. Ni lazima tuweke mambo yote kwa laini moja na tujue ni njia ipi. Tusije tukajipendekeza eti sisi ni wazuri na wengine ni wabaya. Wacha kesi zote ziwekwe mezani ya yule mbaya na yule mzuri tusije tukaonyesha ya kwamba wale wengine ndio wamefanya vibaya na kusahau ya kwamba hata wewe yale umefanya iko na swali. Mimi ningetaka hiyo taarifa iweze kuingiza hadi hiyo ndio tuweze kufahamishwa kama Bunge. Asante.

Hon. Mutahi Muritu: Asante, Mheshimiwa Spika. Leo nitakiri kama Mjumbe katika hili Bunge. Kama kuna matatizo yanayotokana na Kaunti yetu nijione mimi mwenyewe. Kwenye hili Bunge hao wafanyikazi tulipokuja hapa tuliambiwa ya kwamba tukipunguza hao wafanyikazi tutapata maendeleo zaidi. Juzi kwenye hili Bunge fedha tulizotenga za maendeleo hata hao waliofanya kazi hawajalipwa. Baadaye tunaambiwa ya kwamba tunapunguza mishahara na ukiangalia vizuri gharama ya mishahara katika Kaunti ya Laikipia inaendelea kupanda badala ya kupungua.

Tuliambiwa ya kwamba wafanyikazi, serikali ilizunguka katika Kaunti nzima kuwahesabu. Tukaambiwa lugha nyingi kwamba kuna wengine sijui walikuwa washika panya na ndio tunawapunguza lakini baadaye tunakuta ya kwamba kunaajiriwa watu wengine nafikiri mwaka jana. Tumelipigia kelele sana kwenye hili Bunge. Mimi najiuliza maswali nyingi sana ninapokuwa kwenye hili Bunge na ninaomba Mungu sana anisaidie kuweza kutambua na kuweza kujua hata Roho Mtakatifu kwa sababu hata wewe ukitoka kuwa Spika utakuwa Bishop. Uombe Roho mtakatifu aingie kwenye hili Bunge kwa sababu mahali tutaelekea sasa hivi tutaachia hao watu madeni.

Tulipitisha pesa ya COVID-19 milioni 139 na kuambiwa ya kwamba baada ya miezi mitatu taarifa itakuwa imekuja na hata wa leo. Katika shule zetu za anuwai hapa tunatengeneza vitanda na hata wa leo ninaambiwa ya kwamba hazijalipwa. Leo hii watoto hawajapewa fedha. Mwaka jana milioni hamsini zilienda na hata huu mwaka hakuna mtu amepata fedha za ruzuku. Shule zinafungwa hii wiki na bado watoto hawajapata. Watoto wanaenda wiki saba ndani ya nyumba.

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Bwana Spika, tulikuja hapa na kufanya *leasing programme* zaidi ya mamilioni ya fedha. Sasa hivi mchezo itakayochezwa hapa tutapigwa dari hapa na kugawanyikana na pesa zitakuja zipite kwenye hii Kaunti. Ninaamini na kuomba Mungu sana tusiwe katika hili Bunge la pili ndio tutakayowachia wananchi wa Laikipia ni mzigo mzito sana. Pengine mtu ataenda kunisema vingine au atanielewa vingine lakini mimi nitajiuliza, wakati nilikuwa Mjumbe katika Bunge la Laikipia, ni kipi nilichokifanya? Kwa sababu naweza kujisifu sana kwa wananchi wangu kwamba nimejenga barabara lakini hizo barabara huenda zikawa mzigo kwao kwa siku za baadaye na vizazi zijazo.

Ukiangalia kama ufanyikazi katika hii Kaunti mimi inaniuma sana wakati tulipoambiwa tupunguze hao wafanyikazi mia moja sabini na tukatenga zaidi ya milioni mia moja lakini baadaye wakaja wakaajiri watu wengine na vyeo vya hali ya juu zaidi. Watu wamepata vyeo sana hapa. Ukiangalia kama ile *leasing programme,* yale magari ambayo iko hapa na ile lugha ambayo ilitembea hapa ni kwamba tutakuwa na *brigade* tatu. Kumbe ilikuwa ni njia nyingine ya kuzunguka kwamba wale makandarasi akina yahe ndio wanafanya hiyo kazi na hakuna magari. Yale magari ambayo inafanya kazi katika hii Kaunti ni ya watu binafsi. Ukiangalia bajeti ya ziada kwa sababu italetwa kwa hili Bunge, utaona maajabu. Kusema ukweli sijui tunafanya nini.

Kwa hivyo sisi kama Wajumbe tunaitisha taarifa nyingi ilhali sisi ndio tulichangia asilimia kubwa sana kuwezesha serikali kufanya hii mambo. Mikataba mbovu imeingia kwenye hili Bunge na tukapitisha. Sasa hivi wana kandarasi wanapiga kelele hapa. Watu wengine hapa unakuta labda hata sisi viongozi tunachangia hapa na sisi ndio tumefaidika zaidi na hizo mishahara mikubwa. Tunasema ukweli leo. Kwa hivyo wewe utakuja na kuongea hapa, utatumika kwa upande mwingine lakini bado wewe ni mchangiaji. Elfu ishirini tunasambaziwa na tunapitisha mabilioni na mikataba mbovu. Wakati sasa kunatakikana mikataba mbovu ipite sisi kama Wajumbe huwa na mgawanyiko hao wakienda hivyo.

Sasa hata kusema ukweli sidhani kama kuna mtu aliye na dhamana ya 20,000. Tuombe Mungu sana atusaidie ili tusimame kwa miguu yetu tuingie kwenye kumbu kumbu ya kusema tunajua sheria kwa sababu tutaonekana kama makabwela. Bwana Spika, tumepitisha bajeti ya kwamba wafanyikazi wapunguzwe na kukata miradi ya wananchi wetu milioni 138 na pesa za wafanyikazi 190. Kusema ukweli inaniuma sana nikiangalia hali ilivyo kwa sababu mahali tunaelekea, subiri tu siku chache zijazo na utaona ya kwamba mikataba mbovu italetwa hapa na bora tu tupitishe nani alikuwa anapinga? Ni Mutahi Muritu. Wacha niwe mbaya sasa hivi lakini naomba Mungu anisaidie. Nitasimama na ukweli wa mambo na kueleza watu kwa sababu baadaye hapa patakuja kupatikana shida kubwa. Wewe utaniambia aje ya kwamba unapunguza wafanyikazi hao washika paka na wahudumu wa simu ilhali baadaye bado naona mlango wa nyuma.

Juzi Kamati ya Bajeti tulipatana na kamati ya uhudumu ya hili Kaunti. Tulipowauliza walisema ya kwamba sisi tulifanya kazi yetu na tukapeana, kama nyinyi mna ushahidi ya kwamba kuna watu ambao walizunguka upande mwingine na kuingizwa, sisi hatuna habari. Ukumbuke hilo bodi tulikuja hapa na tukasaidia serikali kuleta uwiano na mafao katika hii Kaunti lakini

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baadaye angalia kinachoendelea. Baadaye nitaonekana nilikuwa nasema hivi lakini wacha waseme kwa sababu wakati nitakapoondoka hapa nitajibu watu wa Tigithi. Kama nitarudi ama sitarudi lakini niingie kwenye kumbu kumbu ya waliosema ukweli.

Kwanza ni mikataba mbovu imeingia kwenye hili Bunge na tumeipitisha. Tunaingiza mikataba ingine ambayo itakuja kutuumiza. Hao ni wafanyikazi, hizo ni pesa za COVID-19, hayo ni maendeleo, hiyo ni madeni ya mamilioni ya watu na sasa hivi kuna mswada unaokusudiwa kuletwa ili tupitishe. Eti kwamba hayo madeni ni jinsi ya kupambana na madeni. Siku za baadaye mimi nikipitisha na ninasema ya kwamba uchumi wa Kaunti yetu unakua. Unakua namna gani ilhali watu huko wanaumia?

Sasa hivi kuna mpango mwingine wa kuja kupunguza wafanyikazi. Unang'oa moja na unapanda mbili, tatu au nne. Kwenye hili Kaunti tusaidieni na nimeomba hata wafanyikazi wetu wa hili Bunge tukufu, ndio wataalamu wetu wa kuweza kutusaidia wamekuwa kwa Bunge la kwanza na la pili. Kama kuna msaada wowote na nimeomba kwenye vikao nyingi sana ya kwamba wasiogope kutueleza kwa sababu Mheshimiwa tu ni jina. Useme nisaidie ndugu yangu kwa sababu huu mswada unakusudiwa kuletwa kwa sababu ni wa serikali na ninakupa ushauri wa aina fulani fanyeni hivi. Tusiwe tu tukawa ni watu wa ndiyo. Kwa hayo mengi au machache hili tuliangalie sana. Asante sana.

Hon. Jacob Endom: Asante sana, Bwana Spika. Mimi nasimama kuchangia. Kuna kitu ambacho kinaweza kushangaza kwa sababu haya mambo yote ambayo inatendeka hapa hawa Wajumbe wako na hawa tu ndio wanaleta hayo mambo yote inasemekana ipitishwe.

Wakati wa kufuta hao madaktari niliwaambia tusitenge pesa yoyote hapa lakini wakakataa. Nashangaa kuona leo wanarudi kujadili hayo maneno katika hili Bunge. Kama Wabunge hawa watasimama kama viongozi wa hili Bunge itakuwa ni kitu ya maana kwa sababu kama vile Mheshimiwa Mutahi, kwa hakika watu wetu wanadhulumiwa. Tunakuja kupitisha pesa hapa lakini hakuna kitu cha maana wengine wetu tunaona katika wadi zetu. Saa hii unakuta makandarasi wanalia.

Hon. Simon Kanyutu: Mheshimiwa Spika ningependa Kiongozi wa Walio Wachache afafanue kidogo jinsi ya kununuliwa. Anaweza kusema vizuri, kununuliwa namna gani?

Hon. Jacob Endom: Bwana Spika nafikiri Mheshimiwa hajasikia vile nimesema. Mimi sijasema kununuliwa, unasikia Mheshimiwa? Sijataja jina kama hilo katika hili Bunge. Kwa hivyo hawa viongozi wawe kitu kimoja tutaishi maisha ambayo viongozi wanaishi. Leo watu Walio na madeni kwenye hii Kaunti wanalia. Hata madeni yaliyoachwa na Gavana yule mwingine hayajawahi kulipwa.

Kila siku hapa tunakuja kupitisha pesa. Mkopo ukichukuliwa leo mahali sisi tunapitisha hapa. Bajeti ikiletwa hapa leo sisi tunapitisha. Hata makandarasi wanaofanya hapa sasa hawajalipwa. Sioni maana ya sisi kuitwa viongozi na hatufuatilii haya mambo. Leo nasikia

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Mheshimiwa anasema kuna mkopo mwingine unaoletwa, kwani tunakuja kumaliza Laikipia kwa sababu ya mkopo?

Mimi sitakuwa mmoja wa kupitisha huo mkopo. Watu waanze kupiga simu kusema Mheshimiwa Jacob alisimama akasema yeye si mmoja, na ni kweli sitakuwa. Ni lazima tuone ya kwamba hii Kaunti inaendelea vizuri na wakati tutatoka tuwache rekodi nzuri kama viongozi. Bwana Spika hakuna kitu cha maana kama ukitoka hapa ukiwa na rekodi nzuri kama Spika wa hili Bunge.

Kuna hii pesa kama ya kukodisha. Ukienda mahali kwingine tingatinga zinakaa miezi saba ilhali wengine hawajapata hata wa leo. Kuna mambo mengi yanayostahili kuangaliwa katika hili Bunge. Mimi nataka kuungana na Mheshimiwa Mutahi kwa sababu lazima tukae kama viongozi hapa na tupate haki, kusema ukweli. Wengine wetu tumeumia. Mimi nilisema afadhali niumie na watu wa Sosian wajue walinileta mimi hapa kuwawakilisha kwa sababu sisi wote hatungetoshea mahali hapa. Lakini isikuwe mimi ninaumia na wananchi wangu pia wanaumia, hapana. Afadhali niumie peke yangu lakini wananchi wangu wapate kile ambacho wanastahili kupata.

Leo tumeleta taarifa ya kusema madaktari wamefukuzwa. Sio vizuri, hata yeye hangesikia vizuri kama ni yeye angefukuzwa. Shida ni sisi wenyewe kwa sababu sisi tunapitisha hiyo fedha na kuweka kwenye Bajeti. Tunapewa changamoto tu kidogo hapa na inaenda kwenye bajeti na kuondoa watu. Leo tunarudisha hiyo taarifa kwa sababu leo ndio tunaelewa ya kwamba tulifanya makosa. Sijui tutafanya hilo aje na viongozi wako hapa. Watachangia kusema ni kwa sababu gani wanasema hiki kitu kisiwekwe na wengine wanasema kiwekwe lakini mambo yakiwa magumu tunarudisha hiyo taarifa.

Nilisimama kwenye hili Bunge nikasema tusiweke lakini bado ilipitishwa. Tunagawanyika, wengine wanaunga mkono na wengine wanapinga, na leo mmeleta. Mimi naungana na Mheshimiwa, lazima tukae kwa njia ambayo ni ya viongozi katika hili Bunge, tuone hili Bunge limeenda vizuri, kwa njia ambayo inafaa katika huu muda uliobaki. Tusiumize watu na tusibaki na madeni. Hakuna mtu ajuaye kama atarudi hapa ama ataenda, kila mtu ana moyo wa kusema nitarudi. Utarudi kubeba msalaba mkubwa kuliko uliokuwa nao? Asante sana.

Hon. Peter Matunge: Thank you very much, Hon. Speaker. Before I put my contributions on this Statement, I've raised a concern on this seat severally to the people here so that they can repair it. I don't know if this Assembly has no money.

Speaker: What is the problem?

Hon. Peter Matunge: The problem with my seat is that it's just moving up and down, and I raised this about two months ago. I know what is being discussed today, because we're keeping ourselves busy, normally when a Statement is raised we give the Committee time to come with a response. But it's also good, the Chairman for Labour can take some notes so that when he is responding to this Statement he can be able to respond to all the issues we have raised, so that it can be part and parcel of the Statement she is going to respond to.

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Mr. Speaker, today we are talking about issues of staff that were laid off without being compensated, and a Budget that has been passed in this House. That Budget was passed in this House under the name *"restructuring",* and it is we who passed that Budget. I remember some of us had a lot of tussle on the same saying we don't need to put money on the issues of restructuring because it means laying off some people so that people can get an opportunity to get their cronies into the Government, and this is what really happened.

We lay off two or three people then bring others back with high salaries, and the wage bill goes back to 53%. The Service Board that goes around in this County did an audit then came with a Report. We didn't act upon that Report. We just blindly said yes, we are putting money on the budget and we approved it and people were laid off without following the Report. The Hon. Member from Thingithu has just said that we need to look at both sides of the coin. Even in this Assembly there was an audit and issues of management report on staffs that was done. When we came to this Assembly we were told that we have too many staff because of the wage bill.

We went ahead and advertised for not more than ten positions and finally recruited 15 people against the advert that we put there inviting Kenyans to apply. I think we are setting a very bad precedence as an Assembly, so let's not blame the Executive and we are doing the opposite of what we are saying. I think we need to start from here.

Finally, I have heard Hon. Members talking of issues of projects not being implemented. It's very unfortunate. I think I remember Hon. Suge mobilizing us in this House, we went into the boardroom and sat and said that we won't go to a meeting the Governor had invited us to at the County Hall. We agreed and came up with a strategy and formula on how we were going to follow up issues of projects in this County. The moment we left that Assembly people went on their ways.

So we are becoming a House that always cries and talks without implementing what we say. Even in these issues of staffs, we will talk and talk but finally things will remain the same. The issue of debt management strategy is coming. We will talk and talk but things will remain the same. Even the issues of leasing, we told people not to pass the issues of leasing without seeing the memorandum or agreement. Some of us went there then came in and finally leasing was passed. We don't know what was contained in that document.

Today we are seeing people buying cars rather than hiring machines for our roads. Today we are raising the bar from Kshs.98 million to 122 million on the issues of leasing. I know we will just talk and talk and talk and finally won't act. I wish that these Hon. Members in this House would rise to the occasion. That is the day we will say that we are serving the people of Laikipia.

Hon. Daniel Mugweru: Thank you, Mr. Speaker. I'm really concerned about the Statement because it's the one that is on the Order Paper. My concern is whether there is somebody in the Labour Committee or someone else who is recording all the questions that we need answered in the Statement. This Statement, as asked by Hon. Kiguru, is so simple and I think we need to identify it because we need all the questions answered.

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To add to what the Honourable Member has asked from the Committee, that is on County workers laid off, I expect the Committee to also give us in their response the total list of the laid off County workers and another list that is waiting because there might be one. Apart from the ones who have been laid off there could be others awaiting and so we need the Committee to give the response on that too.

Mr. Speaker, we also need the committee to go further and tell us whether the law was followed or it was just witch-hunt and self-interest. We expect them to go deeper into that. We also need the Committee to give us the criteria of identifying the people to be laid off in this County, the ones who were laid off and maybe the ones waiting to be laid off. We also need to understand the composition of the Members of the disciplinary Committee because the process is that there must be a disciplinary Committee that could have invited the people who were laid off maybe because of indiscipline or anything else.

We need to understand whether the Public Service Board was involved in the same or somebody just woke up and looked at so and so and said this is the person who is supposed to go home. We also need to understand the whole process of laying those people off, whether they jumped any step or the full process was followed. We also need to ask ourselves, and we need the Committee to answer us, whether the ones who were laid off got their benefits.

We also need to know whether we as a County met the intended purpose because we were talking of the wage bill and all that. Sending one-person home and employing two, we need to understand because the intention was mostly the wage bill. We need to understand whether the intended purpose was met.

This Statement is very broad and there are so many questions that need to be answered by the Committee. We might find on the day the response comes, maybe the Committee just looks at what the Hon. Member asked for and this is very shallow, we need it to be deeper. We need all these questions that the Hon. Members are asking to be answered. Therefore, we expect a very broad Report on this one. It really concerns the people of Laikipia and we as their representatives don't expect a single page here just highlighting what the Member asked for. All these questions that we're asking need to be included in the response.

I don't know how the questions raised by Hon. Mutahi, Hon. Matunge and all the Members will be captured and put in the Statement for the Committee to respond to on each and every question separately because we need to go one by one asking; did this go through? Was this question answered? So that the Committee may not take it lightly or give a very shallow response to this Statement. As a House we need to understand whether all that we are raising is recorded somewhere because we expect all these questions to be answered in the response. Thank you.

Hon. Daniel Nyausi: Thank you, Hon. Speaker. I would like to put some statements on this Statement requested by the Hon. Member, Hon. Kiguru, because it is a factor that is affecting us. Hon. Speaker and the general House, all of us are receiving calls and visits from the people

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who were laid off unprocedurally by the County of Laikipia, and we are starting to blame ourselves for no reason.

One, when we go ahead to lay off people, what we were told and were expecting was to follow a very clear and simple procedure. Today the complaints we are getting from our people, some of our people have not reached the retirement age. It is very hard for someone to look a job at 40, 42 and 45. It just complicating their lives.

Secondly, we were told it was just volunteering for those who wished for an earlier retirement. They were kind if they had got such a request from their employee. So, please make us get this amount so that in case we get such people they go home happy and swiftly. Mr. Speaker that did not happen; that was what was in the back of our minds.

Mr. Speaker, let us be clear. We are here to oversight that whatever you said you go and implement. In this case whatever you said, you convinced this House that you will go and do it in a good heart but you didn't do that. It was upon our duty to revisit and see that you went wrong here and you have to be accountable.

Today if I decide that I'm going to Nyeri and that is what my record says, that I'm leaving this Assembly to Nyeri and turn my way to Meru. In case I get any problem then I will be answerable because it was not the intended purpose. Let us be clear. The laying off of the staff was a volunteer thing. The Executive did the opposite of it. Some people were forced to leave employment and some hired in a crooked way. We cannot blame this House for giving the Executive the go ahead because they had said they will do it as people had agreed. But they did it in the opposite way.

Most of our projects have not been done simply because they didn't do as they say. If you say give us two million for classroom, then you go and fail to construct classroom then we will have to complain because the public funds were used for that classroom to be there. I am seeing a scenario where some Members are almost losing the trust amongst themselves. But I'll say that is not the case because we agreed on point A but they implemented point C. That is not what we agreed. That is why you are seeing Members clashing.

Mr. Speaker, we will contradict ourselves more if we keep on adding more Statements on top of other statements. It is wise we follow this statement as it is. If there is any Member who wishes to know how other employees were employed, then give him/her time.

Speaker: Hon. Mutahi:

Hon. Mutahi Muritu: Bwana Spika, nataka kumpa taarifa…

Speaker: Do you need that information?

Hon. Daniel Nyausi: Hon. Speaker I don't need any information.

Speaker: Hon. Mutahi don't be so jealous with information.

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Hon. Daniel Nyausi: Hon. Mutahi has interrupted me. I wish if a person is given time to express himself/herself otherwise you will lose focus.

Hon. Mutahi Muritu: Bwana Spika, naomba kumkosoa Naibu wa Spika. Anasema kama wajumbe ni kama hatujiamini. Sio kwamba hatujiamini ni kwa sababu wengine wetu hapa ndani ya Bunge na kwanza yeye tunapofikia mambo nyeti yeye anakuwa mmoja wa kwenda upande mwingine kuonekana yuko mzuri sana kwa serikali. Kwa hivyo tunajiamini zaidi.

Speaker: Hon. Mutahi!

Hon. Mutahi Muritu: Kusema kwamba tunakosa imani, hatukosi. Tunajiamini. Nilisema hapa kwa Bunge huo mswada wa madeni ukiletwa tutapasuka pande mbili. Wengine waegemee pale na wengine wacheze densi na serikali. Tujiangalie. Ni yeye ambaye hajiamini.

Hon. Daniel Nyausi: Mr. Speaker, I won't respond to any word said by that Member. It doesn't make any sense to me. I have no business with it because it doesn't matter. I was on a point on statements that no other Member has been denied a chance to raise his/her statement. Today it has been raised by Hon. Member representing people of Igwamiti. What he wants to know is the laying off of staff. If today, I want to know how the recruitment was done in the Assembly or Executive I will come and present that Statement.

Mr. Speaker, if we open doors today and I wake up and decide I want an addition on a certain statement, we will contradict our statements in a huge way. No Member has been denied a chance to present a Statement. You be specific, you put it in writing and follow accordingly.

My request is if there is any Member who feels like recruitment was done in an unfair way, just go ahead, put it down and come present a Statement so that we have a simple and structural way of dealing with statements. Otherwise we will have to follow tracks of any other Member who wakes up and thinks to be added this or subtracted this on a statement that is not procedural. Let us do it in writing. No one is denied a chance to ask for a Statement.

Speaker: Maybe if you allow Hon. Salma Hussein to speak, I don't know whether it is me who is not getting it clear but I remember I followed keenly when the budget came into this House. As it was presented by the Chair of Finance and there was money for restructuring Kshs. 190,000,000. The Chair then as he read the report said we have Kshs. 190,000,000 for restructuring but not to send people home. If my memory serves me right, there was that added statement that we are putting Kshs. 190,000,000 in the budget but not to send people home. I ask myself, what was all this money for?

If today, you bring that report here it says it was not meant to send people home. Listening to the discussion, it is like Members already knew it meant to send people home. I don't know who in one way or the other misled the House because the report that was read in this House and the HANSARD can bear witness, it said; Kshs. 190,000,000 for restructuring but not to send people home. I don't know if it's me who got it wrong but we need to confirm with the HANSARD.

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Hon. Salma Zamzam: Asante sana Mheshimiwa Spika. Wacha nishukuru kwa kuona ni jambo la maana. Vile wewe umeweza kunukuu kama kamati ya bajeti tukiweza kuingiza kwa Bunge Kshs. 190,000,000 ilikuwa kuna mpangilio mwafaka kwa mwenye alikuwa anataka na umri kuzidi zaidi ya miaka 40 na 50 ambao wanataka mapumziko ya haraka lakini tuliona serikali ya Nderitu Muriithi walienda na mapendeleo na kufukuza watu bila mikakati yote. Unapata mtu wa miaka 20 anafukuzwa. Hio ilikuwa siasa na kama Wabunge wa Laikipia hatukupitisha vile.

Bwana Spika, wengi wameweza kuugua na kufa na ugonjwa wa mawazo ambayo wanakiuka wanasema ni Waheshimiwa wa Kaunti ya Laikipia lakini siogopi kusema ni serikali ya Gavana ikiongozwa na Nderitu Muriithi. Pia saa hizi tunasikia na kuna fununu anaweza kufukuza watu wengine. Tunaomba kamati ya wafanyakazi ikaze kamba kwa huu mwaka mmoja tuwakilishe wanalaikipia kwa sababu sisi ni watu wanaotegemewa.

Mheshimiwa Matunge amesema tunaambiwa kuna mambo ya *wage bill*. Kwanza tuangalie kigogo kilichoko machoni mwetu kwa sababu pia sisi kama Bunge la ya Laikipia tuliweza kukiuka sheria na kutangaza kazi ya watu tisa lakini tukaajiri watu 14 ambao kwa sheria sidhani inakubali. Tuliona *wage bill* wakati wa serikali ya Irungu ilikuwa bilioni mbili nukta moja na wakati huu tukafuta wafanyakazi na wengine kuajiriwa upande wa serikali tekelezi.

Juzi tulikuwa CFSP na tukaona kupitia serikali ya Nderitu tunaendea bilioni tatu. Kitu cha kushangaza tunaambiwa tunafuta wafanyakazi lakini tunaajiri wa ngazi ya juu ambao kwa sasa hawaishi Laikipia bali Nairobi. Hio ni kunyanyasa wanyonge wa Laikipia.

Bwana Spika, pia tuliweza kupitisha kwa hii Bunge, sisi wenyewe *leasing*. Ukiangalia *leasing* inaenda shilingi 180,000,000 katika serikali ya Nderitu Muriithi. Hizo mashine ambazo hazijafika Laikipia. Kama zimefika sijaziona huko Laikipia Kaskazini. Inakaa miezi 8 kwa wadi moja ambayo tunaijua. Ni vile tu niko kwa kamati ya barabara, ningeleta hio ripoti mbele ya Bunge kwa sababu hizo mashine kuna sehemu ambazo hazifiki kwanza Laikipia Kaskazini.

Kuna mambo mengine tuliangalia ya kutenge pesa kwa serikali ya Nderitu. Kuna hawa makandarasi ambao tulitenga milioni 7.3 na saa hizi tukiangalia makaratasi wamelipwa milioni 240. Kutoka wakati wa Irungu hao hawajalipwa. Walisahaulika. Tunatetea serikali hii ya mabwanyenye ambao wakienda pale wanalipwa. Kuna watu ambao hawalipwi pesa zao na wanakuja kuchotwa mali yao. Tulikula kiapo kwamba tunatetea wanalaikipia. Hapa hatufanyi vizuri kwa sababu ni watu wanaumia.

Miradi tulitengea Nderitu karibu bilioni tatu. Ndugu yangu Matunge aliongea na tukasema Suge kwa sababu ndiye *mdosi* wetu tukutane tuangalie miradi. Kamati ya barabara, biashara na afya baadaye tulipoenda mkutano wa BBI na kurudi tuliambiwa tusiende kwanza tuketi tuelewane. Kilichonishangaza nilisikia kuna watu walikutana Aberdares na sasa walikuwa na mikakati ingine. Nasikia Gavana alileta Kizungu mingi na watu wakaelewana. Sijui kama hio maoni ama miradi ilitupiliwa mbali. Vitu zingine pia sisi tujilaumu na tukubali sisi tunaongea hivi kisha tunaenda vingine.

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Nikimalizia, niko na uchungu na serikali ya Nderitu Muriithi. Kuletwa hapa kama MCA mteuliwa. Uhuru aliona naweza hii kazi na nikaletwa. Hii mambo yote ya kugawa na nataka mwenyekiti ya wafanyakazi na naibu wake waketi chini, wawe na kalamu na karatasi na kuandika ambacho tumesema. Hii ujumbe wa kuajiri watu ni mikakati gani?

Mambo ya kugawa Mwenyekiti na naibu wawe na kikao ili waandike mambo ambayo wajumbe wamesema. Tunaomba tujue ni vigezo gani zilitumika kuajiri hawa watu. Mheshimiwa Mutahi amesema tulikuwa na Bodi ya Uajiri na walisema hawajui vigezo ambazo zilitumika. Tunajua katika hii Kaunti kuna watu ambao walirudishwa kazi lakini hatujui walirudishwa kivipi. Tunajua wengine wako kwenye wadi. Naomba tuwe na mikakati na tuwe mifano bora.

Pia Bunge la Kaunti tuache kugeuka sheria. Tukiambiwa tuajiri watu tisa tuache kuajiri watu kumi na nne. Asante, Mheshimiwa Spika.

Hon. Joseph Suge: Asante sana, Mheshimiwa Spika kwa kunipa nafasi ili nitoe mchango wangu kuhusiana na hoja hili ambalo limewasilishwa na Mheshimiwa Kiguru. Waswahili walisema maji yakimwagika hayazoleki. Nimesikiza kwa makini majadiliano katika Bunge hili tukufu kwa kirefu mapendekezo ya wajumbe wenzangu katika Bunge hili. Mambo ambayo yalifanyika ni mazito na si tu kwa wafanyikazi mbali wanalaikipia kwa jumla.

Wafanyikazi ambao waliachishwa kazi kwa njia kinyume cha sheria ni watoto wa watu, hao ni binadamu na walipaji ushuru katika Laikipia. Nakumbuka wakati bajeti ilikuja katika Bunge hili ilikuwa na milioni 190. Kabla ya hapo tulikuwa na majadiliano ambayo tuliongelea kwa kirefu. Tulisema kama imefika hicho kiwango kuwe na barua ambayo itaandikwa na wafanyikazi na mtu ambaye atajiwasilisha anataka kustaafu apatiwe nafasi lakini si kushurutisha mtu.

Mheshimiwa Spika, ilifika mahali ambapo jambo hilo lilileta mgawanyiko mkubwa. Waswahili walisema kutenda kosa si kosa kurudia ndio makosa; nafikiri ni wakati mzuri wajumbe waone jambo linapokuja kuwe na nafasi ya kuangalia kwa undani. Wale ambao waliachishwa kazi, kukiangaliwa ndani zaidi wengine waliweza kurudi. Kama vile mmoja amesema mmoja hana haki nitadhibitisha hili jambo. Nitakosolewa lakini nakumbuka nikisimama kabla ya hili swala kuja katika hili Bunge.

Baadaye mjadala uliwasilishwa na Mheshimiwa mwakilishi wa Kamati ya Kazi za Serikali. Tulijadili huo muswada katika Bunge hili ilhali wengine walijipatia kazi zingine nje. Wakati kama huu tunaona wanaumia, wengine wamepoteza maisha yao na wengine wamelazwa hospitali. Sasa imefika mahali ambapo kila mtu ameanza kuongea kwa lugha nzuri. Mheshimiwa ametaja mashine za kukodisha. Hilo jambo lilikuja katika Bunge hili na lugha ambayo ilikuwa ni mpango wa kununua mashine za kutengenezea wanalaikipia barabara.

Mambo ambayo yamefanyika baada ya hapo ni tofauti. Nakumbuka tukisema tuweze kuangalia lakini mwishowe tuliweza kupitisha. Ilianza na madaktari na mpaka wakati huu wanalaikipia wanateseka. Baadaye itafika kwa wafanyikazi wanaumia. Tuliona mahali ambapo mambo yameenda kombo na najua mambo ni mengi na serikali inapanga mambo zao.

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Wanaongeleshe Bunge vizuri kwa manufaa na zile jitihada ambazo wamefanya. Inafika mahali viongozi wanasema wapitishe hiyo.

Ni vizuri kuangalia kwa undani na kirefu kabla ya kupitisha. Kwa hayo machache naunga mkono tuweze kuangalia kulingana na pendekezo la Mheshimiwa Kiguru ingawa muda umekimbia sana. Kama hizo pesa ziko na kuna watu hawajapata pesa zao inavyostahili waweze kupatiwa pesa zao ili waweze kuendelea na maisha yao. Tukiongea juu ya zile nafasi, kama vile Mheshimiwa Matunge amesema watu wachache ambao wamekuwa wakipata mshahara ya elfu arobaini na hamsini walitolewa wote.

Wenye wako saa hii ni wale ambao wanapokea mishahara minono katika Kaunti yetu. Mishahara imepanda juu na kupita zaidi ya kiwango ambacho kilikuwa hapo awali. Kwa hayo machache naunga mkono.

Hon. Simon Kanyutu: Thank you, Mr. Speaker. I don't have much to say but just to mention one thing on the issue of restructuring and how we shall make the wage bill go down. I am happy the pressure most Members have gotten is the one that is making us have a statement in the floor of this House. Our role as an Assembly is oversight. Unfortunately, we changed from oversighting to observers and that is why we are complaining. I don't have much to say.

CONSIDERED RULING

Speaker: Hon. Members, I wish to close this opportunity for making comments. I would wish to direct the committee as follows that we cannot be able to address the issues of leasing and the issues raised that time in this statement. As the Deputy Speaker said, each member has an opportunity to raise a statement in this House on any issue we have.

However, I wish to request the Chairperson for Labour, Social Welfare and Community Services, once the HANSARD report is edited you pick the issues that concerns the workers laid off in February. The only issues we are going to address are the issues that pertains to the laid off workers. Dig deeper because there are quite a number of issues concerning the statement raised by the Hon. Member for Umande and other members here. The issues that are relevant to the laid off workers it will be important for us not to raise more issues the.

The issues that are for the Committee on Infrastructure and other committees. There are other welfare matters like the recruitment in the Assembly which can be raised in another statement but all that pertains to the laid off workers which is in the statement needs to be responded to and the Clerk Assistant can pick those issues that are relevant for the statement from the HANSARD.

I would like to mention that I concur with Hon. Members who are saying that everything that the County Executive is doing, much of it they ought to have received authority from this House because it is we who do approvals. The way the Government is restructured, there is the Constitution and other Laws that govern us. They have given this House a legal mandate to make approvals. There is no budget that will be implemented before it is approved by the Assembly.

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We need to be very keen on anything that says *with the approval of the Assembly* because it means we have the last say. We may not control how it will be implemented but it is us to look at it and say whether we are approving. Anything that says with the approval of the Assembly means that the Assembly can choose not to approve or approve with amendments. Do consultation and dig deeper before you implement.

If the money required approval by the Assembly and then we approved it, it is assumed that we have dug deeper and looked at all scenarios and we were convinced that this money will be well implemented and therefore we approved it. Even if somebody changes the implementation, we still have a role in oversight where whatever the Executive does we can oversight to see whether it was done as per the laid down procedures and requirements.

Therefore, I would say the way Hon. Matunge said that we need to rise and do our work. We should use more time to oversight the Executive and find solutions to ensure that procedures are followed, requirements are met so that we will not be seen to complain in this House. Let us exercise the power that we have in the House. I believe if we do that by oversighting the County Assembly and the Executive we shall be able to deliver to the people of Kenya.

Today as we address this statement few weeks after the staff were laid off, there were many who were complaining and I can remember finding a few here seeking help. They were trying to appeal to us on how we can help. Let us exercise the powers given to us by the laws of this nation so that we can be able to leave a better Laikipia than we found it. The worst thing that we can have is when we leave this place and there are a number of things that can be said that this happened during the second County Assembly yet they had all the powers but they never defended the people of Laikipia.

Let us defend the citizens of this county and I believe we will walk with our heads high whether here or at home. We shall have said we did our work the way we are supposed to do during that time. Thank you. I wish to request the Chairperson of the Labour Committee to tell us the time he needs to respond to this statement and also be able to bring a comprehensive statement on the same.

Hon. George Karuiru: Thank you, Mr. Speaker. One month.

Speaker: That is four weeks. Does it fall on the second week after we come from the recess? If today is 17th, that Wednesday falls around 17th April, 2021.

COMMUNICATION FROM THE CHAIR

ADHERENCE TO COVID-19 RULES

Speaker: I wish to remind you that this third wave of COVID-19 is hitting us badly. It is important for people to ensure that we sanitize and wear our masks. When COVID-19 came for the first time we did not know what to do. If you walked in our towns you could find water points everywhere and people wore masks but rules have relaxed. Therefore, we can see the results of

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relaxing the rules. People are dying and you know somebody close to you who has suffered from COVID.

Therefore, let us not run away from the reality that COVID is real and it is where we are. We must keep watch and be very keen.

ADJOURNMENT

Speaker: This House now stands adjourned until later today Wednesday, 17th March, 2021, at 2.30 p.m.

The House rose at 10.06 a.m.

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