REPUBLIC OF KENYA

COUNTY ASSEMBLY OF LAIKIPIA

THE HANSARD

Wednesday, 19th May, 2021

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

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

PRAYERS

Speaker: Who is going to do that, the Leader of Majority or the Deputy? Hon. Veronica Ikunyua Deputy Majority Leader.

Hon. Veronica Ikunyua: Thank you, Mr. Speaker, on behalf of the Majority Leader Hon. Joseph Kiguru I will move the notice of motion.

Speaker: You give notice of the motion

Hon. Veronica Ikunyua: I will give the notice of the motion, sorry.

NOTICE OF MOTION

RECONSTITUTION OF THE SPEAKERS PANEL

Hon. Veronica Ikunyua: Mr. Speaker I beg to move the following motion;

THAT, pursuant to the provisions of Standing Order No. 16, this House approves the appointment of the following Member to the Speakers Panel;

1. Hon. Christopher Mark Said

STATEMENTS

RESPONSE TO STATEMENT ON CONSTRUCTION OF KIANDEGE DISPENSARY

Speaker: Hon. Veronica Ikunyua

Hon. Veronica Ikunyua: Thank you, Mr. Speaker, a Statement was read on the floor of this House by the Hon. Joseph Kiguru on 9th March 2021 and committed to the Health Services Committee on the same day. Mr. Speaker, Sir, the Committee requested for a response from the Medical Services Department and received it on 6th March 2021 and responded to it in the House on the same day.

Mr. Speaker, Sir, Hon. Kiguru expressed his dissatisfaction with the response as it did not outline any commitment by the Department to purchase the piece of land for construction of the

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

Dispensary. The Committee on 21st April 2021 held a joint meeting with the CECM Medical Services to deliberate on the issues raised by the Hon. Joseph Kiguru.

The CECM Medical Services informed the Committee that the Chief Officer Medical Services had earlier been informed by the County Head of Supply Chain that it would not be possible to purchase a piece of land for public use from a private entity without directives by the National Lands Commission.

The Chief Officer sought guidance from the County Attorney for guidance on acquisition of the land as in Annexure 1 who in turn wrote to the National Lands Commission as in Annexure 2 and is now awaiting response. Attached are those documents to follow up the requisition of the Kiandege Dispensary, thank you Mr. Speaker.

Speaker: Hon. Kiguru, I want to give you this time to register your satisfaction or dissatisfaction.

Hon. Joseph Kiguru: Thank you Mr. Speaker, Sir, I would like to take this opportunity one to take the Committee for taking time to talk to the CECM and the Chief Officer Department of Health. Through my own investigations, the reason the Executive wanted us to believe that it is the reason why they have not paid for this land is just but an excuse to delay the payment of that land.

Mr. Speaker, Sir, through the National Lands Commission a week ago I went to the coordinator's office. The reason the Executive wanted this House to believe that they cannot pay the land is because they need an opinion from the National Land Commission. The one in charge told me that the formula they want us to believe, without a compulsory acquisition, they do not need their opinion.

In my case there is a willing seller and a willing buyer. The opinion they want us to believe that they cannot pay is nothing but an excuse. Mr. Speaker, I do not want to blame the committee but for this issue I will register my satisfaction on Tuesday after perusing the documents that the National Land Commission told me to go with. I myself, will do it on behalf of the Committee.

Mr. Speaker, through your Chair, I urge you to give me until Tuesday then I will register my satisfaction. Thank you, Mr. Speaker.

Speaker: Thank you, Hon. Kiguru. I am not convinced why I should refuse. Therefore, I grant you until Tuesday.

MOTION

RECONSTITUTION OF THE SPEAKER'S PANEL

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

THAT pursuant to provisions of Standing Order No. 16, this House approves the appointment of the following member to the Speaker's Panel;

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

1. Hon. Christopher Mark Said

Mheshimiwa Spika, tunajua kuna mwenzetu ambaye alipata madaraka katika Serikali ya Utawala. Ni vizuri Mheshimiwa Spika, katika ofisi yako tujaze nafasi na ndiposa niliona ni vizuri nije na huu mswada wa kuhakikisha ya kwamba tumepata Mheshimiwa. Nashukuru kwa sababu Mheshimiwa ambaye ameorodheshwa hapa ni kijana mwenye hekima na uwezo wa kuwakilisha ofisi yako.

Mheshimiwa Spika, nashukuru na nachukua hii nafasi kumkaribisha Mheshimiwa Mugweru kuafiki huu mjadala. Asante.

Hon. Daniel Mugweru: Thank you, Mr. Speaker. I rise to second this motion. Mr. Speaker, replacing Hon. Matunge with Chris Mark will give this House and your office enough people as required. Hon. Chris Mark as young as he is and with humility, people like me cannot serve in such positions because I am very impatient. I cannot sit there and tolerate some of the things that I see in this House.

I have no option but supporting Hon. Chris Mark to get into Speaker's panel and help the House when you are not there to coordinate the House with humility as he is. I second, thank you.

(Question proposed)

Hon. Patricia Muthoni: Thank you, Mr. Speaker. I am rising to support this motion by Hon. Hon. Kiguru for Hon. Chris Mark to be a member of the Speaker's Panel. Mr. Speaker, Hon. Chris Mark is a committed member, knowledgeable and he will help the committee. So I support the appointment of Hon. Chris Mark as a Member of the Speaker's panel. I urge Hon. Members to support this motion.

Hon. Stephen Ndiritu: Asante, Mheshimiwa Spika. Nasimama hapa kuunga mkono uteuzi wa Mheshimiwa Chris Mark. Moja, ni ya kwamba hii nafasi imeachwa baada ya mmoja wetu kuwa ameweza kupata kiti cha waziri. Kulingana na sheria, ni jambo la busara kama tutachukua mmoja na tuweze kumweka kwa ile kamati. Mimi naamini ya kwamba kama tutamweka Mheshimiwa Chris Mark kwa hicho kiti, ni kumaanisha ya kwamba tutakuwa tumefanya kulingana na kanuni zetu na kutakuwa tumefuata sheria. Wakati tunapopea Mjumbe kamati, tunampatia ili aweze kufanya kazi kwa niaba ya Bunge.

Bwana Spika, leo unaweza kuwa hauko na pia naibu wako na mwingine pia. Kwa hivyo badala ya Wajumbe kuja hapa na kusema tumechagua huyu akalie hicho kiti, kama tutakuwa na Wajumbe ambao wako hapo na mmoja wao ni Mheshimiwa Chris Mark na wengine, itakuwa ni jambo la busara na hiyo itaweza kusaidia.

Katika hili Bunge tuko na vijana na naamini Chris Mark pia ni kijana na ataweza kuweka nguvu yake ya ujana ili tuweze kuendesha hili Bunge kwa njia inayofaa. Kwa hayo mimi naunga mkono uteuzi na ninaomba atakapopata hicho kiti ataweza kutoa uamuzi wa busara ambao utaweza kuendesha hili Bunge kwa kisheria na taratibu zote.

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

Hon. Irene Wachuka: Asante sana, Bwana Spika kwa kunipatia hii nafasi nichangie. Kwanza nashukuru ofisi yako kwa kukaa chini na mkaonelea ya kwamba Mheshimiwa Chris Mark awe mmoja wa jopo la Spika. Nashukuru sana na pia ningetaka kusema ya kwamba Mheshimiwa Chris Mark hata kabla hajapewa hicho kiti ni mtu ambaye ameonyeshana katika hili Bunge ya kwamba ni kijana ambaye anaweza kufanya kazi. Anajulikana pia kwa kazi yake kama kijana na hata katika Serikali Kuu amepewa nafasi.

Kwa hivyo anajua ya kwamba akipewa hii nafasi kama vile Mjumbe mmoja amesema ya kwamba kama Spika hayuko, hakuna kazi ambayo inaweza kulala kwa sababu kuna Wajumbe wengine kama Naibu Spika, Mheshimiwa Nyawira na Mheshimiwa Veronica. Sasa tukiongezea Mheshimiwa Chris Mark, hakuna wakati kazi italala katika hili Bunge. Hata kama kazi haijalala, tunafurahia kuona ya kwamba tunachukua wale watu walioko kwa hili Bunge na ninajua ya kwamba Mheshimiwa Chris akipewa hili jukumu ataweza.

Tena nashukuru ofisi yako Bwana Spika kwa sababu tumeona ile kazi ambayo inafanywa na ofisi yako ya kuangalia hili Bunge la ukweli na haki. Naunga uteuzi wa Chris Mark ambaye akipewa nafasi naye afanyie Bunge kazi na pia watu. Asante.

Hon. Salma Zamzam: Asante sana, Bwana Spika. Nasimama kuungana na wenzangu kwa uteuzi wa ndugu yangu Chris Mark Said ambaye ni Mwenyekiti wa Kamati ya Ukaguzi za Umma katika Kaunti ya Laikipia. Kwa uwezo wa ofisi yako na kwenye kiti cha mwongozi wetu Mwakilishaji wa Wengi katika Bunge la Laikipia kwa kumuweka katika jopo la Spika kwa hili Bunge.

Bwana Spika, vile wenzangu wameweza kunukuu na kutilia maanani, tumetumia taratibu za Bunge na Kanuni za Bunge. Tunajua ya kwamba tulikuwa na ndugu yetu Lemerian Matunge ambaye alienda kuwa Waziri wa Maji na Mazingira katika Kaunti ya Laikipia na kwenye kiti chako mkaweza kuteua Chris Mark ambaye anatosha, ni mwanarika na yuko na hekima ya kukalia jopo la Spika na ambaye ana subira wakati wa mswada. Naamini ya kwamba atapunguza hasira na joto ziteremke chini ili aweze kusikiza na kutilia taratibu na makini kwa yeyote ambaye atakayetoa mchango wake katika hili Bunge.

Sina mengi na tunaona katika jopo la Spika katika Bunge ni kiti ambacho kinataka watu stadi ambao tukiwaweka pale hawawezi kutuangusha. Naunga uteuzi wa ndugu yangu 100% na ninaomba Wajumbe wenzangu waunge mkono ili waweze kutilia mchango na kumwingiza katika jopo la Spika katika hili Bunge. Asante.

Hon. Catherine Nyawira: Thank you, Hon. Speaker. Let me first say that being elected to the Speaker's panel is the prerogative of the Speaker. When we came into this House, we did not know each other and the Speaker did not know us. I believe that the Speaker probably picked Members of the Speakers panel either because there were positions that had to be filled or because we made requests.

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

So Mr. Speaker, having somebody come and be a member of Speakers panel, being your choice, I believe that this has a lot to do with character and what you have seen in a person. So I want to take this opportunity to thank your office for finding the right person to join this team. Secondly, I want to congratulate Hon. Chris Mark for joining the team.

Mr. Speaker, that position requires a lot of impartiality. The members of the Speaker's panel are politically affiliated but when you seat there you must be very impartial and make proper decisions. It is also very important that you are patient.

Mr. Speaker, one of the Members rose and said they will not stand with what goes around here because they are not patient. Patience is also a key character as being there. Hon. Chris Mark loves to debate. Through your Chair, I will let him know that when you sit there you cannot debate even if you feel the urge to. You listen and disagree and agree in your head but at the end of the day who we sit here are the ones who make decisions whether you like it or not, impartiality is key.

I want to congratulate Hon. Chris Mark and welcome him to this committee. We will stand with you and give you an opportunity so that you sit there and take your photos. I know you love photos.

Mr. Speaker, as I said here when we came to this House it was a prerogative. However, some of the Speaker's Panel hardly sit there. I know through your wisdom you will encourage them to sit and make decisions if they can give another person an opportunity who would love to do the same job. I thank you and congratulate Chris mark

Hon. Robert Maina: Asante Bwana Spika. Nasimama kuunga mkono rafiki yangu Mheshimiwa Chris Mark. Najua ni kijana mchapa kazi na ataendesha hiyo kazi ya kikundi cha Wanaspika. Tulikuwa na rafiki yetu ambaye amebarikiwa na kuwa waziri wa maji. Najua atakapokalia hicho kiti ataongoza hili Bunge kwa hekima. Akalie hicho kiti sawasawa. Kama ni mimi ningepewa kile kiti, kama mtu wa hasira ningefurusha watu katika hii Bunge. Yule rafiki wangu Chris Mark ni mpole na hasira anashusha na najua ataendesha hili Bunge kwa njia inayofaa.

Hon. Judy Lukio: Thank you Mr. Speaker. I will start by saying I came to know Chris Mark as a very committed and knowledgeable person. I also think he has done Para legalism such that he is very conversant with the law and he is also a very good researcher and well connected. I support this motion of Hon. Mark being in that Speaker's panel. Thank you.

Hon. Wilson Wakahiu: Thank you, Mr. Speaker. I also rise in support of the appointment of Hon. Chris Mark as a Member of Speaker's Panel, the position left by one of our own to be the CECM for Water. This is a blessing. Once somebody gets a promotion, he creates a position for another person. I want to say that some of the things that happen within our county at the end of the day become a blessing to the people of Laikipia. If I quote, we had the former Speaker, Hon. Patrick Mariru who was the Speaker of this Assembly. Using that position in a disciplinary manner and following the Standing Orders and the Constitution he was able to make it to the National

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

Assembly. As we speak he is in the Panel of the Speakers in that National Parliament. That makes him to be in the limelight of the National Assembly.

Hon. Chris Mark who is a youth, this is good chance and opportunity that has been opened by God to make sure he also features in other things. I want to appreciate that he has been in the limelight nationally also in matters pertaining to our party Jubilee. He has been very helpful and we appreciate his hard work and what he has been committed to do. He is making his star shine towards the end of this term and maybe the end of next term.

I support him as a youth believing we are nurturing something in him. Personally and I believe everybody supports his appointment. Thank you.

Hon. Catherine Kibue: Thank you Mr. Speaker. I rise to support Hon. Chris Mark to be a Member of Speaker's Panel. First he is young, energetic and has wealth in knowledge which will help him to make decisions while presiding this Hon. House. I Support.

Hon. Mary Samken: Thank you Mr. Speaker. I would like to congratulate Hon. Chris Mark for this opportunity that he is going to be one of the Speaker's Panel. I want to thank you because you have seen that he is suitable for that position. For the time I have known Hon. Chris, he has shown commitment in whatever he does. I have no doubt that he is bringing a plus in that committee.

Mr. Speaker, we have seen Hon. Members seated there and doing justice and a good job and I know Chris mark is going there as one of the best Hon. Members in this Assembly. We don't have doubt that we shall be having the best of the best in the Speaker's Panel. Thank you Mr. Speaker and I wish the Hon. Member well and all the best.

Hon. Veronica Ikunyua: Thank you, Mr. Speaker. It would be very bad if I do not welcome Hon. Chris Mark to the Committee. I know Hon. Chris Mark is a good debater and wonder how we will tolerate just by sitting there and watching people debating. Otherwise he is most welcome. I remember there was I time I was not well and was the only one in the House, I did not have anybody to come and replace me. So when I see the number coming back again, I feel good and wish to welcome Hon. Chris Mark to this Committee. Thank you.

Hon. Daniel Nyausi: Thank you, Hon. Speaker. Mine is to also thank Hon. Chris Mark. Personally I have got a lot of hope in him that he will deliver his best to ensure that the business of this House runs very smoothly. I also wish to extend gratitude to Hon. Peter Matunge (although he is not in the House) because when he was serving in this seat he also did a very marvellous job. We ask the same of the Hon. Members who are serving with him today, to ensure that fairness is granted to the Members of this House all the time. I support Hon. Chris Mark and welcome him. Thank you.

Hon. Simon Kanyutu: Thank you, Mr. Speaker. I stand to congratulate the Hon. Member, Chris Mark for that position. I am sure that he will make it in that position. I would also wish to

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

advise him and the other youth in the House that whenever one of their comrades gets a position, they should congratulate him because that will create a position for another youth. Were it not that Hon. Matunge got a position in the Executive, I am sure the Hon. Member would not have gotten that position. We are grateful, and those youths who are in the Assembly should always be happy whenever one of their own gets to rise. Thank you.

Speaker: May the Mover now give a reply.

Hon. Joseph Kiguru: Thank you, Mr. Speaker, Sir. I thank the Members for a positive attitude towards welcoming the Hon. Member to the Speaker's Panel. I assure Members that Hon. Chris Mark is capable. I have personally worked with him in the Committee on Delegated County Legislation and know that he is capable and has what it takes to be in that position. I urge Members to approve it a hundred percent. Thank you.

(Question put and agreed to)

BILL

First Reading

THE LAIKIPIA COUNTY PRE-PRIMARY EDUCATION BILL, 2021

Speaker: Hon. Patricia kindly be seated. The Bill is committed to the Education and ICT Committee.

(Order for First Reading read)

CONSIDERED RULING

SPEAKER'S PANEL MEMBERSHIP

Speaker: I also wish to take this chance to congratulate Hon. Chris Mark Said for his appointment to the Speaker's Panel. I believe that is because I saw his potential and ability. Being a young person, he is energetic. The Bible says in the book of 1st John: *"I write to you young men, for you are strong to overcome the wicked one."* Therefore, I know that you are strong and will be able to overcome.

As your colleagues have told you, at times you will sit here and a matter being discussed is one that you have researched and read again and again and you wish that they could raise certain points. You can only tell that to your heart because as a Speaker you are not given the chance to debate. Therefore, you have to sit patiently and listen to others and make impartial decisions.

Lastly, it was also a good learning moment. Some of us are impatient; I never knew that. Some of us get very hot-tempered. I was reminded of when I saw a pastor throw a microphone at one of the members because of failing to play the keyboard well. Therefore, I think I really need to know everyone well so that when we give you a chair on that side where the microphones are not fixed, we can gauge that with your temper so that you do not also do the same.

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

ADJOURNMENT

Speaker: The sittings of this House stand adjourned until later today Wednesday 19th May, 2021 at 2.30 p.m.

The House rose at 9.34 a.m.

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