REPUBLIC OF KENYA

COUNTY ASSEMBLY OF LAIKIPIA

THE HANSARD

Wednesday, 23rd March, 2022

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

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

PRAYERS

BILL

LAIKIPIA COUNTY SUPPLEMENTARY APPROPRIATIONS BILL, 2022

COMMITTEE OF THE WHOLE HOUSE

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

IN THE COMMITTEE

[The Chairperson (Hon. Daniel Nyausi) took the Chair]

(Order of committee read)

LAIKIPIA COUNTY SUPPLEMENTARY APPROPRIATIONS BILL, 2022

Chairperson: Hon. Members, welcome to the Committee of the Whole House. It is one of the sessions where laws have been lowered to allow more discussions but in an organized manner so that we can engage what we are intended to. Clerk, please take us through.

[Clauses without Amendments]

Clause 2, 3 and 4

(Question proposed)

Chairperson: Hon. Members, it is your time to debate on the same if need be. If there is no Member willing to give their views, I wish to put the question.

(Clause 2, 3, and 4 agreed to)

[Schedule]

(Question of the Schedule proposed)

(Schedule agreed to)

[Long Title]

(Question proposed)

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(Long title agreed to)

[Short Title]

(Question proposed)

(Short title agreed to)

Hon. Stephen Ndiritu: Thank you, Hon. Chair. I beg to move;

THAT, the committee do report to the Assembly its consideration of Laikipia County Supplementary Appropriation Bill, 2022 (Laikipia County Bills No. 4) and its approval thereof without amendments.

(Question put and agreed to)

[The Chairperson(Hon. Daniel Nyausi) left the Chair]

[The House resumed]

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

REPORT

Speaker: Members, you may be seated. The Chairperson to report.

Hon. Daniel Nyausi: Hon. Speaker, I beg to report;

THAT, the Committee of the Whole House considered the Laikipia County Supplementary Appropriation Bill, 2022 (Laikipia County Bills No. 4) and its approval thereof without amendments.

Speaker: The mover.

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

THAT, the House do agree with the committee on the said report.

(Question proposed)

(Question put and agreed to)

BILL

Third Reading

LAIKIPIA COUNTY SUPPLEMENTARY APPROPRIATION BILL, 2022

Hon. Stephen Ndiritu: Mr. Speaker, Sir, pursuant to Standing Order No. 131 (2), I beg to move;

THAT the Laikipia County Supplementary Appropriation Bill, 2022 (Laikipia County Bills No. 4) be now read a third time.

I request Hon. Wanjiku to second.

Hon. Judy Lukio: I second.

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(Question proposed)

(Question put and agreed to)

(The bill was accordingly read the third time and passed)

MOTION

LAIKIPIA COUNTY CFSP REPORT

Speaker: Hon. Stephen Nderitu.

Hon. Stephen Nderitu: Thank you, Hon. Speaker. On behalf of the committee on Budget and Appropriation,

I beg to move the following motion;

THAT, this Assembly adopts the Laikipia County Fiscal Strategy Paper, 2022 report by the County Assembly Budget and Appropriations Committee dated 21st March,2022.

Thank you, Hon. Speaker. First of all, I want to thank all the Members of this committee for their effort and also the Clerk of this committee for his effort to make sure that this report is ready by today. The Select Committee on County Budget and Appropriations is comprised of the following members:

1. Hon. Stephen Ndiritu - Chairperson
2. Hon. Zamzam Salma - Vice Chairperson
3. Hon. Judy Lukio - Member
4. Hon. Catherine Nyawira - Member
5. Hon. Daniel Mugweru - Member
6. Hon. Veronica Ikunyua - Member
7. Hon. Daniel Nyausi - Member

The Committee wishes to sincerely thank the Offices of the Speaker and the Clerk of this Assembly for the support extended to it in the execution of its mandate. The Committee also wishes to extend its appreciation to the Chairpersons of the respective Sectoral Committees of the Assembly who took time to review the CFSP, and who made time to appear before the Committee with their respective line Departments for purposes of submitting their recommendations on the CFSP.

Finally, I wish to express my appreciation to the Honorable Members of the Committee who sacrificed valuable time from their families and constituents to participate in the activities of the Committee including attending meetings at extended hours. Their effort and dedication made the work of the Committee and production of this Report possible.

On page five I believe the Members have this report and had it from yesterday and I hope they have burnt the midnight oil to go through the document and now they have information. I will go page by page or I only read where there are some issues or explanation. On page five there is background.

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The Laikipia County Fiscal Strategy Paper, 2021 was received by the County Assembly on Friday, 28th February, 2021 in line with the provisions of Section 117 (1) of the Public Finance Management Act, 2012 and was subsequently laid on the Table of the Honorable Assembly during the Assembly Sitting of Tuesday, 3rd March, 2021.

Consequently, pursuant to the provisions of Standing Order No. 206 (3) the CFSP was committed to each Sectoral Committee without question put, for each such Committee to deliberate upon according to their respective mandates and make recommendations to the Select Committee on County Budget and Appropriations for purposes of compiling a unified report for Tabling before the Honorable Assembly.

On Chapter two of the scrutiny of the Laikipia county fiscal strategy paper 2021. Compliance with the Provisions of the Public Finance Management Act, 2012;

Section 117 of the Pubic Finance Management Act, 2012 provides the basis for the preparation, consideration and adoption of the County Fiscal Strategy Paper. It provides as follows:

"117.

1) *The County Treasury shall prepare and submit to the County Executive Committee the County Fiscal Strategy Paper for approval and the County Treasury shall submit the approved Fiscal Strategy Paper to the county assembly, by the 28th February of each year.*

2) *The County Treasury shall align its County Fiscal Strategy Paper with the national objectives in the Budget Policy Statement.*

3) *In preparing the County Fiscal Strategy Paper, the County Treasury shall specify the broad strategic priorities and policy goals that will guide the county government in preparing its budget for the coming financial year and over the medium term.*

4) *The County Treasury shall include in its County Fiscal Strategy Paper the financial outlook with respect to county government revenues, expenditures and borrowing for the coming financial year and over the medium term.*

5) *In preparing the County Fiscal Strategy Paper, the County Treasury shall seek and take into account the views of —*

    a) *the Commission on Revenue Allocation;*

    b) *the public;*

    c) *any interested persons or groups; and*

    d) *Any other forum that is established by legislation.*

6) *Not later than fourteen days after submitting the County Fiscal Strategy Paper to the county assembly, the county assembly shall consider and may adopt it with or without amendments.*

7) *The County Treasury shall consider any recommendations made by the county assembly when finalizing the budget proposal for the financial year concerned.*

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Mr. Speaker, Sir. Allow me to go to page 7 compliance with the legal deadline for submission of the county fiscal strategy paper. Section 117 (1) of the Public Finance Management Act, 2012 obligates the County Treasury to prepare and submit to the County Assembly the County Fiscal Strategy Paper for approval by the 28th February of each year.

The Committee observes that the CFSP, 2022 was submitted to the Honorable Assembly for approval on Thursday, 28th February, 2022. The submission of the CFSP, 2021 to the Honorable Assembly was thus timely in line with the provisions of Section 117 (1) of the Public Finance Management Act, 2012

Compliance with the Provisions as to Form and Content of the County Fiscal Strategy Paper

Mr. Speaker, Sir, Section 117 (2) (3) & (4) of the Public Finance Management Act 2012 as read together with Regulations 25 and 26 of the Public Finance Management (County Governments) Regulations, 2015, and Standing Order No. 206 of the County Assembly of Laikipia Standing Orders, prescribes the form and content of County Fiscal Strategy Papers. They essentially provide that a County Fiscal Strategy Paper must entail the following:

1. The CFSP must be aligned with the national objectives in the Budget Policy Statement (BPS);
2. The CFSP must specify the broad strategic priorities and policy goals that will guide the county government in preparing its budget for the coming financial year and over the medium term;
3. The CFSP must give the financial outlook with respect to county government revenues, expenditures and borrowing for the coming financial year and over the medium term;
4. The CFSP must give an assessment of the current state of the county economic environment; and
5. The CFSP must contain expenditure ceilings for each Department of the County Government.

Mr. Speaker, Sir. On page 9 chapter three, there is Observations and Recommendations. Sorry Hon. Speaker, allow me to go to page 11, where there is recommended ceilings not Page 11 sorry. It is page 10 where there is;

Report of the select committee on county budget and appropriations on the county fiscal strategy paper 2022

It is No. 9 on Chapter Three;

OBSERVATIONS AND RECOMMENDATIONS

Observations

Mr. Speaker, the committee in the consultative meetings and review of the memoranda receives makes the following observations;

1. The county executive has not made an allocation towards Bursaries and Scholarship in the department of Education and Social Services. This omission will impact the education of

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the needy students who relies on the allocation to continue with their studies. That is one Observation that the Committee observed because there are Students who need bursary but when we look at the document there was no provisions of bursary and scholarships.

2. The county executive didn't create an allocation towards car loan for members. The allocation had previously been utilized towards Car Grants as per the president's directions. The Council of Governors had promised to make the allocation in order to meet the need for the incoming members after the elections. The said allocations of Kshs. 54M has not been created.

   Mr. Speaker Sir, the Members are aware that the car and mortgage scheme, there is a time when the President gives a direction that all Members of County Assembly should be given the grant and that grant was taken from that scheme. That is why the Members of this Committee observed that the County Government did not give that grant back to the Assembly.

The next House Mr. Speaker, after the election those Members who will come back including I because I pray for myself. We will need that money and also the staff will need it for their work. The CFSP is properly aligned to the National Objective in the Budget Policy Statement. The county treasury presented the CFSP within the timelines provided in the CFSP. The County Assembly has taken time to consider the CFSP together with the Public Participation report which was presented together with the CFSP on 28th February 2022.

Recommendations

Mr. Speaker, from the findings, observations and conclusions the Committee draws the following recommendations;

Recommended Changes in Departmental Ceilings

1) The County assembly development to receive an additional Kshs. 229 million, this will be apportioned as follows; Kshs. 70 Million to be added to the Development Vote while Kshs. 159 million to be added to the recurrent to take care of the car loans for MCA's and the Speaker and the Mortgage for the members of staff.

2) A reduction of Kshs. 26 million from the Public Service and County Administration department affected as follows; Kshs. 6 million from the development and 20 million from the recurrent.

3) A reduction of Kshs. 51 million from Finance and Economic Planning, the reductions will be effected as follows; Kshs. 11 million from the development and Kshs. 40 million from the recurrent vote.

4) A reduction of Kshs. 30.5 million from Nanyuki teaching and referral hospital, this deduction will be done as follows; Kshs. 5.5 million from the Development vote and Kshs. 25 million from the development vote.

5) A reduction of Kshs. 30.5 million from Nyahururu teaching and referral hospital, this deduction will be done as follows; Kshs. 5.5 million from the Development vote and Kshs. 25 million from the development vote.

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6) Agriculture, Livestock and Fisheries will face a reduction of Kshs. 7 million from its developments

7) A reduction of Kshs. 185.5 million from the Land, Housing and Urban Development Developments vote

8) A reduction of Kshs 10 million developments vote from the Education and social services department and additional Kshs. 50 million to the recurrent vote in the same department to take care of the bursaries and scholarships.

9) The department of Trade, Tourism and Co-operatives Development will face a reduction of Kshs. 42 million from the developments vote.

10) The department of Water, Environment and Natural Resources will face a reduction of Kshs. 15 million from its development vote.

11) Rumuruti Municipality will face a reduction of Kshs. 6.5 million which will be affected as follows from the development and 20 million from the recurrent.

Recommended Ceilings

Sectors	**Development**	**Recurrent**	**Total**
Public Service and County Administration	45,142,860	450,480,102	495,622,962
County Public Service Board	2,000,000	38,620,386	40,620,386
Finance, Economic Planning and Enterprise Development	258,539,594	124,890,450	383,430,044
Laikipia County Revenue Board	5,000,000	104,416,013	109,416,013
Laikipia County Development Authority	3,000,000	12,000,000	15,000,000
Health	310,660,641	2,111,942,585	2,422,603,226
Nanyuki Teaching and Referral Hospital	43,500,000	34,757,133	78,257,133
Nyahururu Teaching and Referral Hospital	39,500,000	68,699,071	108,199,071
Agriculture, Livestock and Fisheries	54,298,304	204,035,669	258,333,973
Land, Housing and Urban Development	644,549,393	84,867,329	829,416,722
Education and Social Services	89,578,948	312,641,465	352,220,413
Trade, Tourism and Co-operatives Development	96,000,000	50,396,029	96,396,029
Water, Environment and Natural Resources	114,024,255	140,076,374	254,100,629
Rumuruti Municipality	10,000,000	2,500,000	12,500,000
County Assembly	120,000,000	645,869,078	765,869,078

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Total	**1,835,793,995**	**4,386,191,684**	**6,221,985,679**

Mr. Speaker that is the report of the Committee, Budget and appropriation. Let me take this opportunity to call Hon. Daniel Nyausi to second.

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

[The temporary Speaker (Hon. Chris Mark) took the Chair)

Hon. Daniel Nyausi: Thank you Mr. Speaker for giving me this opportunity to second the report. Allow me to say it is one report that has been done by this committee tirelessly and in a very short time. I highly recommend them for the burning of mid-night oil. I believe once granted will actually fastened development of this county. Thank you, I second.

(Question proposed)

Hon. Zamzam Hussein: Asante Bwana Spika kwa kunipea nafasi ya kuchangia ripoti ya mpango ya mikakati wa bajeti yaani *County Fiscal Strategy* Paper. Nipongeze kamati ambayo inaongozwa na Mheshimiwa Kagondu. Kwanza, kamati ya bajeti iliweza kufanya kazi ambayo tunajua ni mpangilio wa bajeti ama pesa tunazotarajia kama Kaunti.

Bwana Spika, ukiangalia kurasa zote tuko na uchunguzi tulifanya na imewezwa kufanywa na mwenyekiti na kila mtu yuko na kurasa katika meza yake. Hayo ndiyo tulipata kama kamati ya bajeti katika huu mpango wa mikakati. Naomba wajumbe waunge mkono. Katika ukurasa wa 11 tunaona mapendekezo ambayo kamati ilipitia. Naomba wajumbe waangalie na wapitishe hii ripoti.

Hon. Mutahi Muritu: Asante sana Bwana Spika. Nakushukuru kwa kunipa hii nafasi na pia kamati kwa kazi waliofanya kulingana na maoni yao. Kutokana na kwamba tuko msimu ama tunaelekea msimu wa kura, kidogo. Mwenyekiti ametoa bajeti vizuri sana na nikashindwa kama mpango wa mikakati ni wa chama anachoegemea ama ni mkakati wa serikali nilioko.

Ameisoma sana na nimeona amejielekeza katika gumzo nne za uchumi wa chama chetu kinachotawala cha Jubilee. Nashukuru na naamini kuna nzuri zaidi lakini wanasinzia na sijui ama ni kwa sababu ya chama. Mheshimiwa Spika, kwanza nashukuru kamati kwa sababu wamefanya kazi nzuri sana kimkakati.

Ukiangalia katika ukurasa, wameangalia katika mapendekezo yao. Wamesema katika Bunge lijalo ukiangalia katika ukurasa wa tisa 3.3 *recommended changes in departmental ceilings;*

1. *The County Assembly development to receive an additional Kshs. 229 million, this will be apportioned as follows; Kshs. 70 million to be added to the Development Vote while Kshs. 159 million to be added to the recurrent to take care of the car loans for MCA's and the Speaker and the Mortgage for the members of staff.*

Kwa hivyo nawashukuru sana kwa sababu kutakuwa na wajumbe wapya kufikia mwezi wa nane na tisa na nawapongeza zaidi. Sijui ni kwa nini ni pesa kidogo kulingana na vile mabadiliko ya uchumi inaendelea. Naona wamejielekeza tu. Hata kama hakukuwa kumetolewa mapendekezo ya kuwapa watoto ruzuku nimeona tumetuama sana kwenye milioni 50. Ukiangalia sasa hivi dunia inaendelea kubadilika.

Mheshimiwa Mwenyekiti atakapokuja kufanya majumuisho aweze kunielewesha zaidi kwa sababu tangu tuingie kwenye Bunge hili tumekuwa tukikaa kwa shilingi milioni 50.

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Anieleweshe kwa sababu anaamini kwamba ni uchumi hulia na kile chama huenda akarudi nacho kinawajali sana watu ambao si masikini lakini wako katika hali duni.

Ukiangalia kutoka mwaka wa 2017 shilingi zimeendelea kuongezeka na wananchi katika Kenya hili wanaendelea kuongezeka. Kwa nini tukae kwa shilingi milioni hamsini. Milioni hamsini haijengi hoja sana Mheshimiwa Spika. Ukiangalia tena katika sekta ya miundo mbinu katika ukurasa wa kumi sijui ni kwa nini tunapunguza miundo mbinu sana na fedha zinapungua. Miundo mbinu ndio uti wa mgongo wa nchi hii kwa sababu Kenya inaendelea na serikali inayotawala na chama chetu cha Jubilee tumeweza kupiga hatua mbele sana katika maendeleo ya miundo mbinu. Kilimo, elimu na afya.

Mimi natuama sana kwa wanafunzi. nimekuwa kwenye hiyo kamati kwa muda mrefu sana na shilingi milioni hamsini ni taabu. Sasa hivi tunaendelea kuongezeka kwa hivyo kama ingewezekana ingekuwa hata kama si milioni mia moja, milioni sabini. Hili linatia chachu sana kwa maendeleo katika maeneo yetu. Nadhani kuna dhamana tuliopata na naamini mwenyekiti hajaweza kulitolea ufafanuzi zaidi kwa sababu tulitoa dhamana ya zaidi ya bilioni moja ambao tulipata.

Sasa atakuja kunielewesha lakini kwa sababu nimeona katika idara zetu amefanya 6,221,985,679. Angeweza kufafanua zaidi wakati anaandika hii ripoti ili tujue kwamba malipo tutakayolipa kwa sababu naamini mchakato umeanza, kandarasi imetolewa. Tuweze kupata ufafanuzi zaidi ili tutakapokuwa tunapitisha hili swala tuweze kulielewa zaidi ili tuweze kupiga hatua mbele ili tuhakikishe ya kwamba nchi hii ama kaunti yetu tunapofanya mipango tunapiga hatua.

Hoja kubwa sana ni tushukuru Mungu kwa sababu ametupa nafasi ya miaka mitano iliyoisha. Tunaamini kwamba tutajivunia zaidi kwa kufanya bajeti ambayo inastahili. Mwenyekiti aangalie wanafunzi na aangalie katika idara ya miundo mbinu, kilimo na afya. Mgogoro mkubwa sana umekuwa kwenye hizo sekta tatu. Ikiwezekana azidishe kidogo hizo fedha. Mheshimiwa Spika, nashukuru sana.

Temporary Speaker (Hon. Chris Mark): I call upon the mover to give a reply.

Hon. Stephen Ndiritu: Asante, Mheshimiwa Spika. Kwanza nashukuru kwa sababu umekalia kiti hicho wakati wanakamati wa Kamati ya Bajeti wanapitisha hii ripoti. Itakumbukwa mwaka wa mwisho wa Bunge hili, katika CFSP ya mwisho wewe ndiye ulikuwa Spika. Bwana Spika, leo ni siku ya maana sana kwa Waheshimiwa, kamati na Laikipia nzima kwa sababu CFSP ndiyo itaelekeza vile bajeti itafanywa katika mwaka wa 2022/2023.

Bwana Spika, jambo moja tunajivunia kama kamati na mimi kama mwenyekiti aliyekuwa mwanachama wa Jubilee na sasa hivi ni mwanachama wa UDA ni kwamba CFSP inaelekeza mambo ambayo chama chetu cha UDA ni (*Bottom-up*). Ndio maana...

Hon. Mutahi Muritu: On a point of order Mr. Speaker. Hata kama mwenyekiti ana...

Temporary Speaker (Hon. Chris Mark): Hon. Mutahi, I have not given you permission. I don't know whether it is in order when an Honourable Member is a giving response, you are able to contribute but what is the problem Hon. Mutahi?

Hon. Mutahi Muritu: Ni kwa sababu…

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Hon. Stephen Ndiritu: Mr. Speaker, Sir, we have the Standing Orders.

Hon. Mutahi Muritu: Utaratibu anaoutumia haufai. Hakuna Chama cha UDA hapa ila amechaguliwa na Chama cha Jubilee. Hawezi kuja kuuza sera kwa chama kisicho kwenye mkakati. Hata kama yeye anafanya majumuisho, ajumuishe yanayotuhusu sisi na si vyama. Atatukera wengine na sisi ndio tumempa huo wadhifa. Sasa ameanza kuuza sera za chama chake. Haiwezekani na sijui ni kwa nini asikuletee barua ya kujiuzuru kwenye chama kilichomleta madarakani.

Ndipo nilisema ya kwamba anapotosha kwa sababu nina wasiwasi sana na huu mkakati wake. Ameanza kuuza sera kwa hivyo ajielekeze zaidi anapofanya majumuisho. Tusije tukapandisha jaziba na misuka ambayo haitatusaidia. Tafadhali mwenyekiti nakuheshimu sana. Hapa hakuna chama cha UDA na chama kinachotawala ni cha Jubilee na ndicho chenye wabunge hapa. Akiri mbele yako kwamba amegura kwenye hicho chama mbele yako katika Bunge hili.

Temporary Speaker (Hon. Chris Mark): I am guided that we must give the mover time to respond.

Hon. Stephen Ndiritu: Asante, Mheshimiwa Spika. Nimenyamaza kwa sababu ninajua katika Kanuni za Bunge kwamba hakuna mahali aliye na mjadala anafaa kuingiliwa wakati anatoa majumuisho yake ya mwisho. Kwa ile heshima ambayo niko nayo kwa Mheshimiwa Mutahi ambaye ni naibu Kiongozi wa Walio Wengi Bungeni ndio maana sikutaka kuingia katika hiyo sehemu kwa sababu nalindwa na Kanuni za Bunge hili. Nitaomba Mungu amsamehe kwa sababu hajui alilokuwa akitenda.

Kwa hivyo Bwana Spika, ningetaka kusema tumetengeneza na kutekeleza hii CFSP ili iweze kusaidia Laikipia na wananchi wote kwa jumla. Kama Mheshimiwa Mutahi alivyokuwa akiuliza, kwa nini tumekata pesa zingine kutoka kwenye hii CFSP? Nilipokuwa nikipeana hii ripoti na kuisoma nimesema kuwa serikali haikutenga pesa ambazo zilitumiwa wakati Rais alitoa amri. Kwa hivyo lazima tungetoa hiyo pesa yote na kuiweka kwenye hicho kitengo. Vilevile, lazima tungetafuta pesa ya wanafunzi ili waweze kupata ufadhili wa karo *(bursary)* na udhamini wa masomo *(scholarship).*

Milioni hamsini ambayo tumeweka ni kidogo, na tunajua Bunge itakaporudi wakati mwingine na kufanya mambo ya bajeti ya ziada pengine watakuwa na nafasi ya kuongeza. La muhimu ni kuwa tungetaka pia wafanyakazi wa Bunge wapate hio pesa ili wajisaidie. Hata kama hawa wafanyikazi wana muda mrefu wa kukaa hapa, haitakuwa haki kuwanyima pesa ilhali kuna pesa. Tutatafuta tu mbinu ya kuhakikisha kuwa wanapata hiyo pesa. Kwa vile tutapitisha hii CFSP, mimi nina imani kuwa wakati wataleta bajeti tutahakikisha kuwa tumepata hio pesa na kuwawekea ili wasaidike na kuonekana kama wafanyikazi wa sekta zile zingine.

Nawashukuru Wajumbe wote waliojaa kwenye hili Bunge kwa vile wameona na kusoma hii ripoti na kukubaliana nayo. Ndio maana wengi hata hawataki kuongea kwa sababu wanaamini hivyo ndivyo ilivyo na inavyofaa. Nashukuru sana.

(Question put and agreed to)

ADJOURNMENT

Temporary Speaker (Hon. Chris Mark): This House now stands adjourned until later today, Wednesday 23rd March, 2022 at 2.30 p.m.

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The House rose at 9.55 a.m.

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