COUNTY ASSEMBLY OF LAIKIPIA

OFFICIAL REPORT

Thursday, 30th July, 2013

House met at 2.30 p.m.

[The Speaker, Mr. Mariru is the chair]

PRAYERS

ADMINISTRATION OF OATH

[Speaker]

ADMINISTRATION OF OATH; THE GAZETTED NOMINATED MEMBERS

Hon. Members, in a special issue gazette notice No 94, under the Constitution of Kenya 2010, The Elections Act No. 24 of 2011, The Elections General Regulations, 2012, the IEBC has published as follows: -

> ***THAT**, in exercise of powers confined by Article 90 and 177 of the Constitution of Kenya, Section 34 to 37 of the Elections Act, 2011 and Regulations No. 54 and 55 of the Elections General Regulations 2012, the Independent Electoral and Boundaries Commission gives notice to the public that the persons listed in the second column to the schedule stand validly nominated to the respective County Assembly wards representing political party listed in the 6th column to the schedule.*
>
> *The number of seats referred to in the 7th column to the schedule have been allocated to the political party qualifying for the special seats envisaged under Article 177 of the Constitution proportionate to the total number of the elected seats won by the political party at the election held on 4th of March, 2013.*

Hon. Members, the given names are for the nominated from all the Counties in the Country. I will not read that, I will go to those nominated for our Laikipia County. We have the following nominated under the marginalised group in Laikipia County.

MARGINALIZED LIST

1) Daisy Mariam Kirigo Maitho representing the Youth
2) John Nderitu Gitonga representing visually impaired(PWD)
3) Rose Wangu Karuri
4) Elizabeth Paraiton representing the Youth

GENDER TOP-UP LIST

1) Rose Nyambura Maitai
2) Catherine Wanjiku Waruguru
3) Jennifer Koinante Kitarpei
4) Jane Meshami

Hon. Members, as per the notice published No. 97/94, those are the people who have been nominated for Laikipia County.

Clerk: Mr. Speaker Sir, I think we shall follow the order in which you have

mentioned the names of the nominated Members of the County Assembly. When I call out the names, I will expect the Members of the Assembly to escort the new Members to the table.

SWEARING-IN OF NOMINATED MEMBERS

Marginalized Group:

I Daisy Mariam Kirigo Maitho *do swear that I shall always truly and diligently serve the people of the Republic of Kenya in office of County Assembly Committee Member of Laikipia County, that I shall diligently discharge my duties and perform my functions in the said office to the best of my Judgment that I shall at all times respect, uphold, preserve, protect and defend this constitution of the Republic of Kenya, that I shall do right to all manner of persons in accordance with the constitution of Kenya and Laws and Convention of Parliament that I shall do justice to all.*

So, help me God.

Speaker: Congratulations Daisy Mariam Kirigo Maitho for taking the oath of office as County Assembly Member.

I John Nderitu Gitonga *do swear that I shall always truly and diligently serve the people of the Republic of Kenya in office of County Assembly Committee Member of Laikipia County, that I shall diligently discharge my duties and perform my functions in the said office to the best of my Judgment that I shall at all times respect, uphold, preserve, protect and defend this constitution of the Republic of Kenya, that I shall do right to all manner of persons in accordance with the constitution of Kenya and Laws and Convention of Parliament that I shall do Justice to all.*

So, help me God.

Speaker: John Nderitu Gitonga congratulations for taking your oath of office.

I Rose Wangu Karuri *do swear that I shall always truly and diligently serve the people of the Republic of Kenya in office of County Assembly Committee Member of Laikipia County, that I shall diligently discharge my duties and perform my functions in the said office to the best of my Judgment that I shall at all times respect, uphold, preserve, protect and defend this constitution of the Republic of Kenya, that I shall do right to all manner of persons in accordance with the constitution of Kenya and Laws and Convention of Parliament that I shall do Justice to all.*

So, help me God.

Speaker: Rose Wangu Karuri congratulations for taking the County Assembly oath of office Member.

I Elizabeth Paraiton *do swear that I shall always truly and diligently serve the people of the Republic of Kenya in office of County Assembly Committee Member of Laikipia*

County, that I shall diligently discharge my duties and perform my functions in the said office to the best of my Judgment that I shall at all times respect, uphold, preserve, protect and defend this constitution of the Republic of Kenya, that I shall do right to all manner of persons in accordance with the constitution of Kenya and Laws and convention of Parliament that I shall do Justice to all.

So, help me God.

Speaker: Congratulations Elizabeth Paraiton for taking the oath of County Assembly member.

GENDER TOP-UP LIST

*I **Rose Nyambura Maitai** do swear that I shall always truly and diligently serve the people and the Republic of Kenya in office of County Assembly Committee Member of Laikipia County, that I shall diligently discharge my duties and perform my functions in the said office to the best of my judgment that I shall at all times respect, uphold, preserve, protect and defend this constitution of the Republic of Kenya, that I shall do right to all manner of persons in accordance with the constitution of Kenya and Laws and convention of Parliament that I shall do Justice to all.*

So, help me God.

Speaker: Congratulations Rose Nyambura for taking oath of office of County Assembly Member.

***I Catherine Wanjiku Waruguru** do swear that I shall always truly and diligently serve the people of the Republic of Kenya in office of County Assembly Committee Member of Laikipia County, that I shall diligently discharge my duties and perform my functions in the said office to the best of my Judgment that I shall at all times respect, uphold, preserve, protect and defend this constitution of the Republic of Kenya, that I shall do right to all manner of persons in accordance with the Constitution of Kenya and Laws and convention of Parliament that I shall do Justice to all.*

So, help me God.

Speaker: Congratulations Catherine Wanjiku for taking oath of office of County Assembly Member.

***I Jennifer Koinante Kitarpei** do swear that I shall always truly and diligently serve the people and the Republic of Kenya in office of County Assembly Committee Member of Laikipia County, that I shall diligently discharge my duties and perform my functions in the said office to the best of my judgment that I shall at all times respect, uphold, preserve, protect and defend this Constitution of the Republic of Kenya, that I shall do right to all manner of persons in accordance with the Constitution of Kenya and Laws and Convention of Parliament that I shall do Justice to all.*

So, help me God.

Speaker: Congratulations Jennifer Koinante Kitarpei for taking oath of office of County Assembly Member.

I Jane Meshami *do swear that I shall always truly and diligently serve the people of the Republic of Kenya in office of County Assembly Committee Member of Laikipia County, that I shall diligently discharge my duties and perform my functions in the said office to the best of my Judgment that I shall at all times respect, uphold, preserve, protect and defend this constitution of the Republic of Kenya, that I shall do right to all manner of persons in accordance with the constitution of Kenya and Laws and Convention of Parliament that I shall do Justice to all.*

So, help me God.

Speaker: Congratulations Jane Meshami for taking oath of office of the County.

COMMUNICATION FROM THE CHAIR

Thank you Hon. Members. Today is a good day that the County Assembly of Laikipia is full House because this afternoon we have sworn in the eight nominated Members that have been expected for a very long time by this County Assembly and indeed this County.

I would like to register our profound welcome to the nominated Members and when you are here in this County Assembly or anywhere else, you are no less but you are actually a full Member of the County Assembly. So welcome, I would like to encourage you to interact, work together and mingle with the rest of the Members of the County Assembly and more importantly to dedicate your energy, your zeal in serving the 400,000 Laikipians in whose names you get into this House, in whose welfare and commitment you sit in this House.

We hope and pray that every part of you, every available opportunity will be used to serve the people of Laikipia. I will go out of the convention and allow a few Members who have been here before and even probably a few who have come in today, you have no pressure to talk but for those who have been here I would like to break the tradition and give a few Members just to say a word of welcome to our newly sworn Members.

Yes, Member for Igwamiti.

Hon. Kabaci: Thank you Mr. Speaker, I would take this minute to thank and welcome these Hon. Members in this House of Laikipia County. It is good that they have come, I had missed them and it's good to come and serve Laikipians. It is also good to congratulate them since they have come and joined us as they make history of being the first nominated County Reps of Laikipia Assembly. So feel welcome, thank you.

Speaker: Yes, Member for Tigithi.

Hon. Beth: Thank you Mr. Speaker, Sir. Today am glad as one elected woman in Laikipia County to have my beloved sisters and so the parliament now has warmth. Feel welcome and let us work together for our Laikipia County. Thank you.

Speaker: Majority Leader, you want to say something?

Hon. Wachira: Thank you Mr. Speaker, I take this opportunity again to welcome the new Members. You are not new Members anymore, start learning the new orders of this House, and learn to be with us, cooperate with everybody and we make a good start of working for Laikipia County. Feel free and most welcome in this Assembly, thank you very much.

Speaker: Yes, you are two of you, why don't we start with Minority Leader?

Hon. Lebeneiyo: Thank you Mr. Speaker, Sir. I take this opportunity to welcome the newly nominated Members to this House. Welcome very much, let's work together, learn from each other and gain knowledge as we take our County to a better place. I would like to thank all the Members whose families are here, Members from our wards thank you very much for escorting them here. Thank you, Mr. Speaker.

Speaker: Member for Marmanet.

Hon. Mukuria: Asante sana Bw. Spika, langu ni kusema ya kwamba tumefurahi kuona wenzetu wamefika na pia wajumbe wanadada walio na mavazi ya Kimaasai na mjisikie mkiwa nyumbani. Najua ya kwamba tutashikana pamoja na tukishikane mungu akiwa mbele yetu, tutakuwa na ushindi. Asante.

Speaker: Yes, Deputy Speaker, Member for Nanyuki.

Hon. Kimondo: Thank you Mr. Speaker, Sir. I want to take this opportunity to congratulate the new Members, feel you are where you are supposed to be but one word, 'Service to the people is service to God'. That is why you are here. Secondly, we do not want confusion in the House, such as to hear the ward that you come from/represent is where you are nominated. Am sorry to mention, Hon. John Nderitu is actually here on the basis of disability. So he is going to champion the issues, the affairs of the disabled.

If you are nominated as women representative, please that is your Ward. We don't want confusion that simply because you come from Nanyuki Ward, you will be standing in the House and say that you are a Member of Nanyuki Ward. That will be confusion, so please make sure you champion the area that you are nominated for. Thank you, Mr. Speaker.

Speaker: Yes Member for Githiga.

Hon. Thomi: Thank you Mr. Speaker, let me take this opportunity to most sincerely welcome the nominated Members of this Assembly and thank them for the joy they have today. It is the joy that the people of this County will be having whenever they see you out there. So I beg you to work tirelessly for this County. Thank you.

Speaker: Member for Umande.

Hon. Mwangi: Thank you Mr. Speaker, Sir; I stand by congratulating the Members who have just taken their oath. To break the rule of culture shock, Member who is…, let me call them 'old Members' because they have a culture shock that they now want to prove the House is theirs and here we have Members who have just been sworn in. I want to break that culture shock and request you Mr. Speaker Sir, don't give any other old Member a chance to speak and let us go to the new Members. Thank you, Mr. Speaker.

Speaker: On a point of order, Mr. Kimondo.

Hon. Kimondo: Is the Member in order to direct the Speaker what he should do?

Speaker: I think what Hon. Mwangi has done is to plead with me but allow me Hon. Mwangi not to close the so called old Members, but I will give a few and then we will get to those who have been sworn-in today. Hon. Wakahiu.

Hon. Wakahiu: Thank you Mr. Speaker, first for Mr. Speaker, I would like to welcome the new Members in the House, but they are not only Members but Hon. Members so when you are with us, you are as Hon.orable as we are. One thing maybe I would advise you, the place of at which you are sitting is not your permanent seats as we have placed you, we are one, we have to mix up and even share. The only seats that you may not be allowed to sit on are for the Majority, The Deputy Speaker, Minority and Speaker's. Mr. Speaker Sir, I want to welcome them that we may also come tomorrow, we may be together and sit as one group, so feel welcome and we will work with you. Two, uplift the lives of Laikipians, Thank you Mr. Speaker.

Hon. Speaker: As Hon. Mwangi had said, may I open up for those who have been sworn-in today, it's not a must but if you feel you will say a word, then that's fine.

Hon. Wangu: Thank you Mr. Speaker, Sir. Let me take this opportunity to thank you all, elected Members, in fact I say the staff, the elected, the newly nominated Members and the Speaker. All of you are awesome. I am looking forward for many days to come to work together as a team. God bless you.

Speaker: That is Hon. Wangu. You may want to mention your name when you stand. Hon. Catherine.

Hon. Catherine: Thank you Mr. Speaker Sir, thank you Hon. Members, thank you Members of the public. I want to take this great opportunity to give thanks first to God and the office of Mr. Speaker and the rest for giving us a chance this afternoon to be sworn-in. I sincerely want also to thank the Party that gave me a chance and this nomination to be in this House but I also know very well that it is not about the party that brought me here, it is about the great people of Laikipia County that we have been assigned to work for and therefore in this case, it is my sincere wish that we are going to work together as one team.

For those people who went ahead of us we want to thank you very much for those 3 months we have been outside, we want to appreciate that you have done a great job and it is my prayer that we are going to work together till the end of the term. Thank you very much.

Speaker: Yes, Hon. Maitai.

Hon. Maitai: Thank you very much Mr. Speaker Sir, thank you Members. I want to take this opportunity to express my gratitude for the overwhelming support that you have accorded us for the short time we have been here, but I am wondering in my mind of Hon. Deputy Speaker when he says he is afraid of the confusion that we might cause in the House. I am wondering if he is afraid of confusion or competition, but I want to

assure him that we are here on a very particular purpose and we are very proud of constituencies that we are representing, those of women, young people, and people living with disabilities and at no point will we lose track of that.

As I had mentioned earlier maybe outside this forum is that, we truly respect you for the people who elected you and the mandate you got from those people. What we wish to assure you is that we will cooperate and work together for the betterment of this County and for the people of Laikipia. Thank you very much and as I said we have been in the cold for a while, 5 months or so and as you experience the warmth of the House we are also doing the same. Thank you very much.

Speaker: Hon. Daisy.

Hon. Daisy: Thank you Mr. Speaker, mine is to thank God for this opportunity because it has been a long journey, troublesome and we have been through some things but thank God that today we are here and we have been sworn in and we are looking forward to work for the Laikipia County. Thank you.

Speaker: Hon. Jennifer.

Hon. Jennifer: Thank you Hon. Speaker, I think I will start thanking God above everybody else and also my family. Some of them are here outside and all the way from DolDol in Mukongodo forest. They have come to appreciate what God and all of you have done to ensure that they are represented in this House. I also want to recognize my party because they recognize the work that I did and those who supported us as Hon. Daisy said that we went through struggle.

Some time I felt like we went through what President Uhuru and his Deputy went through because we were always in court. There was a day I was told I was in 4 parties by different people and so it was actually a struggle, we really appreciate this day that we joined you in this Parliament which is the first County Parliament in this County and we will now be among you people. We will work together with colleagues and office of the Governor and his Deputy and the Speaker. We are looking forward to do good work together, Thank you.

Speaker: There is an opportunity to talk even in subsequent sessions, remember when a new Member in the County Assembly is speaking, you cannot be interrupted and so you will have all the time to talk. For those who have spoken, that is your maiden speech and any other subsequent speech you can be interrupted but those who haven't spoken even if you speak for long you will not be interrupted.

I hope you won't do that because we cannot interrupt you. Thank you. I think the others will get an opportunity to speak as we move ahead and welcome again.

PAPERS LAID

[Hon. Kabaci]

Thank you Mr. Speaker, Sir. I do wish to table the report of the Auditor General on the financial statements on the defunct Council of Rumuruti for the year ended 30th June, 2012. Mr. Speaker I also wish to table the report of the Auditor General of the financial statement of the defunct

Municipal Council of Nanyuki for the year ended 20th June, 2013.

In line with that Mr. Speaker, I also wish to table the report of the Auditor General on the financial statements of the defunct Municipal Council of Nyahururu for year ended 30thJune, 2013. Mr. Speaker, I also want to table the report of the Auditor General of the defunct County Council of Laikipia for the year ended 30th June, 2012.

Mr. Speaker I do wish to table the Papers.

Speaker: Thank you Hon. Kabaci for tabling those 4 reports from the Auditor General in accordance to Standing Order No. 186, I would like now to direct that those reports be picked up by the County Public Investment and Accounts Committee, and that Committee brings a report on or before 31st October.

NOTICES OF MOTION

[Hon. Kabaci]

Mr. Speaker Sir, I beg to give notice of the following motion;

> ***THAT,*** *aware that the boundaries of our County are clear; noting that Nyahururu Town is at the Centre of contention with Nyandarua County claiming that this falls in Nyandarua County;* ***Appreciating*** *that Nyahururu Town fully belongs to Laikipia County; noting the need of Laikipia County leadership to ensure that this town remains in Laikipia County through peaceful means;*
>
> *This Assembly urges the County Government to move with speed and ensure that Nyahururu Town remains in Laikipia County and more especially appoint multi-stakeholder taskforce to look in this matter and that Hon. Kabaci, Hon. Mukuria and Hon. Wachira be part of that task force.*

Thank you, Mr. Speaker.

Speaker: Thank you very much. What is it Member for Olmoran?

Hon. Dann: Mr. Speaker Sir, I was suggesting that we move an amendment motion to amend some three places in this motion Mr. Speaker, Sir.

Speaker: That's fine.

Hon. Leshuel: Mr. Speaker Sir, I want to support the amendments.

Speaker: Yes, I think you are all out of order.

Hon. Mukuria: Point of order Mr. Speaker, Sir.

Speaker: What is the point of order Member for Marmanet?

Hon. Mukuria: Is Hon. Dann in order to move amendments before this House?

Speaker: Member for Nanyuki, you cannot give two points of orders. I will give you a chance I know it's a procedural issue.

Hon. Kimondo: Thank you Mr. Speaker, Sir. Is it in order for the Members to deliberate the motion? This one was just a notice.

Speaker: Good I have given two points of order there because I knew some will be procedural. Now as a matter of procedure you will know that Standing Order No. 44

gives a provision on the Notices of Motion and that there is no Motion that can be discussed in this House before a notice has been given. So all Hon. Kabaci has done is to give a Notice of Motion.

That means that he is alerting this House that at a time when the Business Committee will decide this Motion will be coming on the table but besides Hon. Member for Olmoran you are perfectly on target, it is only that you came slightly earlier. So the Notice is duly given. The House Committee did sit this morning and resolved that this motion will now be moved on 1st of August in the afternoon. That must be Thursday. I believe those who want amendments on this Motion can rightly put it at that point but for now the notice is given.

STATEMENTS

[Leader of Majority Hon. Wachira]

Mr. Speaker Sir, I want to give the programme for the next five days of how the business of this House will be conducted.

- 31st July, 2013: Morning Session- there will be two items, devolution of Trade Development and Regulation functions to County…

Speaker: May be Member, I would suggest you don't read through it because Members have a copy of that but you can just give highlights.

Hon. Wachira: On 1st August there will be a motion in the afternoon and in the morning.

- On 6th August, we have a motion in the morning and two in the afternoon, and on August 7th we have a motion in the afternoon.

MOTION

[Leader of Majority Hon. Wachira]

> ***THAT****, this House approves the appointment of Mary Wairimu Mutonyi as the Chairperson of County Public Service Board as per the report of Committee on Appointments tabled in the House on 10th July, 2013.*

Speaker: Yes, you have opened for the Hon. Members to front that motion.

Hon. Wachira: I ask Hon. Lebeneiyo to second that Motion.

Hon. Lebeneiyo: Thank you Mr. Speaker Sir, I second the motion that approves the appointment of Mary Wairimu Mutonyi as the Chairperson of County Public Service Board. Mr. Speaker, I think when we were in Nyeri last week, we interacted with the Members of the Assembly from Nyeri County, I took that opportunity to ask them about the member since there were rumours and it is the main thing that made us turn her down last time.

Mr. Speaker, I came to realize that it was true that she had applied for a job there but the reason why she was not appointed was because she comes from Laikipia County. When I heard that, I said that I will come and support her because she comes from this County, rather than that I think Mr. Speaker we have to invest on our professionals to move our County forward despite the political interest of other people.

If I talk about the vetting Board which I am a member, I think we did our work and

we found this person qualified and ready to take this stuff. So there are no reasons whereby I will turn this lady down. Thank you very much Mr. Speaker.

Speaker: Hon. Members I would like to propose the question;

> ***THAT**, this House approves the appointment of Mary Wairimu Mutonyi as the Chairperson of County Public Service Board as per the report of Committee on Appointment tabled in the House on 10th July, 2013.*

Members the floor is open and those who have been sworn in today you are at liberty to contribute. Yes, Hon. Kinyua.

Hon. Michael: Asante sana Bw. Spika. Nimesimama kupinga Mary Wairimu Mutonyi awe mwenyekiti wa hii bodi kwa sababu hilo jina tulikuwa tumeletewa tena na tukaona hafai na baadaye kiongozi wa wengi bungeni akaomba yakwamba tukubali kupitisha huyu mtu kwa sababu ametoka kwake.

Speaker: Point of Order!

Hon. Jacob: Kuna kitu Mhsw. kutoka Thingithu amesema yakwamba kiongozi wa wengi bungeni aliomba apitishwe kwa sababu alikuwa ametoka kwake. Labda ameongea na yeye lakini sio sisi kama Bunge.

Speaker: It is a matter of talking, Hon. Kinyua is contributing.

Hon. Michael: Bw. Spika hatukuongea na yeye lakini aliomba hii Bunge tuweze kurudisha hilo jina tena na tuweze kukubali. Langu ni kusema yakwamba huyu mama hafai. Kwanza, tulikuwa tumesikia huyu mama ni wa Nyeri. Jambo la pili, tukaona hafai na tukaangusha. Wakati tulienda Bunge la Nyeri na nikaweza kuwahoji na nikasikia yakwamba huyu Mary Wairimu Mutonyi alikuwa ameuliza kazi Nyeri lakini yeye hukaa Laikipia, nikawauliza mahali alipigia kura wakaniambia ni Nyeri lakini kwao ni Laikipia.

Bw, Spika kuna wana Laikipia ambao ni wenye Laikipia katika mioyoni mwao na walikuwa wametuma maombi yao ya kazi na masomo yao ilikuwa inawakumbalia lakini mimi nikiangalia kulingana na wale walikuwa wanakagua na kuongea kwao, kwa sababu huyu mtu ni wa kwao wakaonelea ya kwamba ni vizuri wampitishe lakini mimi naonelea yakwamba roho ya huyu mama haiko Laikipia na akipata kazi atafanya sio juu ya Laikipia lakini kwa sababu ya mshahara.

Bw. Spika, mimi ningeomba kwa sababu tuko na watu ambao wana Laikipia mioyoni mwao na hata ingawa wanaishi Nairobi, wakati wa uchaguzi walitumia pesa zao, wakasafiri ili waweze kutengeneza Kaunti yao. Lakini huyu ni kumaanisha ikiwa alipigia kura yake Nyeri basi roho yake iko Nyeri na kwa sababu hiki kiti ni 'sensitive'…

Speaker: Order! Is it a point of order?

Hon. Mukuria: Yes, I want to ask the Member for Thingithu, can you substantiate whether that lady voted in Nyeri and whether you have documents to show that she voted there, because we are not in the House to prove that?

Speaker: Hon. Kinyua, you may want to substantiate in terms of taking

responsibility of facts that you give to this House. May be you can respond to that.

Hon. Michael: Bw. Spika nimesema yakwamba nimesema kulingana na uchunguzi ambao nilipata tukiwa Nyeri, mmoja wa wabunge wa Bunge la Nyeri alinieleza yakwamba ni kweli alikuwa ameuliza kazi Nyeri.

Speaker: Yes, is it a point of order?

Hon. Jacob: Bw. Spika Mhsw. kutoka Marmanet ameuliza kama kuna stakabadhi yeyote ambayo inaonesha ya kwamba huyo mama ni wa Nyeri na Mhsw. bado anatafsiri kwamba yeye alichunguza. Bw. Spika hapa tuko na kamati ambayo tulichagua na iliweza kufanya kazi ile, kwani tuliichagua kuweza kufanya nini? Kwa hivyo hiyo ndio ilikuwa jukumu la hiyo kamati na ni wao wangetupa ripoti. Asante.

Speaker: Hon. Kinyua in accordance with the Standing Order No. 87, because that's the culture we want to put here,

A member shall be responsible for accuracy of facts which the Member alleges to be true and may be required to substantiate any such fact instantly.

You may want to evaluate Hon. Kinyua whether you have the facts so that we may go with that facts and it is better you take responsibility.

Hon. Michael: Asante Bw. Spika, sina uhakika lakini ni kulingana na ule upelelezi nilifanya. Sababu ya kusema ya kwamba kuna wale ambao ni wana Laikipia wana jukumu ya kufanyia Laikipia kazi, na wana moyo wa Laikipia.

Speaker: Is it a point of order Majority Leader?

Hon. Wachira: Mr. Speaker Sir, can I remind the Member here that although we belong to Laikipia there is only one country called Kenya. You can be coming from Laikipia but you can own property anywhere in this Country. So owning a property in Nyeri does not mean that this lady does not come from Laikipia so if he has nothing to substantiate, can he withdraw the allegations?

Speaker: I think Majority Leader, allow Hon. Kinyua to talk, you will get an opportunity to respond, but Hon. Kinyua you may tell where the Hon. Members are heading and I want you to be very factual on the points you will raise.

Hon. Michael: Bw. Spika, tunajenga Laikipia na tunajenga Kenya ambayo inaanza hapa tumesimama kwa hivyo tukibomoa Laikipia tumebomoa Kenya ikiwa yote. Langu ni kusema yakwamba nimekataa na sitaunga mkono huyu Mary Mutonyi aweze kuwa mwenyekiti katika kamati hii.

Speaker: Hon. Wakahiu, you may want to give Hon. Catherine. It is her maiden opportunity. Hon. Catherine.

Hon. Catherine: I don't know if I am out of order but I would kindly pass my view on the same. Personally we are only a few minutes old in this House and I would ask Mr. Speaker that you give us a chance so that we may be in a position to go through what the Committee which was responsible and the one that proposed the name of this Mary Mutonyi have.

If you will give us another sitting so that we may go through her CV and get to know what the Committee did and that way I am sure we are going to pass our

votes from the bottom of our hearts. Right now if we are asked to give our views we will do it because we are seeing other people doing it, so please note that.

Speaker: Hon. Member, just for direction, I think the motion is...

Hon. John: Mr. Speaker, Sir.

Speaker: Hon. John, let me give you a chance. What do you want to say?

Hon. John: I was requesting for postponement of the agenda as we have no information. We are new Members of the Assembly.

Speaker: That is a different motion all together; it's almost a motion to adjourn that specific discussion. Usually it is not the Speaker to decide, it's the House to decide but before we come to that I would like to allow a few other Members on this motion and probably you can also contribute on postponement on this issue. Hon. Wakahiu.

Hon. Wakahiu: Asante Bw. Spika. Nimesimama kuunga mkono jina la Mary Mutonyi kuwa mwenyekiti wa hii Bodi kulingana na maoni ya kamati iliyofanya hii kazi. Kwanza niseme kitu moja, kusema mimi niko Laikipia sio kusema nilizaliwa Laikipia. Kwa cheti changu cha kuzaliwa mimi nilizaliwa Nyandarua na mimi ni mkaazi wa Laikipia na hakuna shida nikienda kutafuta kazi Nyandarua na hata Mhsw. mwenye anapinga labda hakuzaliwa Laikipia, alizaliwa Kirinyaga na mtu ako Laikipia. Tukiangalia kila mtu alipozaliwa labda wote tutarudi Nyeri na wengine Nyandarua ama Murang'a. Kwa hivyo kile ningependa kusema kuhusu hili jina…

Speaker: Yes, Hon. Kinyua what do you have to say?

Hon. Wakahiu: Ni nidhamu kweli Bw. Spika Mheshimiwa Wakahiu kusema mahali nilipozaliwa? Amejuaje?

Speaker: Hon. Wakahiu, you really have to be factual. Do you really know Hon. Kinyua was not born in Laikipia? But anyway I think it is just taking notes, you may proceed.

Hon. Wakahiu: Thank you Mr. Speaker. Am very sure that is why I mentioned my name, I was born in Nyandarua, he personally took me to his home when we were at Embu, so I know his home.

(Laughter)

Speaker: Hon. Kinyua, Hon. Wakahiu has mentioned you, you must really say something. You have the floor.

Hon. Kinyua: Bw, Spika Mhsw. Wakahiu anasema nilimpeleka mahali ambapo nilizaliwa, lakini ajue nilipompeleka sio mahali ambapo nilizaliwa lakini kwa '*cucu'*.

(Laughter)

Speaker: That's a point of information. Hon. Wakahiu now you are informed.

Hon. Wakahiu: Thank you Mr. Speaker, I rise to support the appointment of Mary Mutonyi. To be sincere when we were out with the Members of Nyeri County…, I personally cannot give evidence because I don't have the details but for sure we can't humiliate somebody because of her origin. For this case, this person belongs to Laikipia and if we follow law, I don't want to say that she comes from Nyeri but the law provides that we may also employ a

certain percentage from other counties. So in that case, I strongly support believing she is from Laikipia. Mr. Speaker, I support her appointment.

Speaker: Yes, Member for Marmanet and then Member for Olmoran.

Hon. Mukuria: Thank you Mr. Speaker Sir, I rise to approve the appointment of Mary Mutonyi because I realized that the last time we were passing this motion we were doing so out of emotion. When you look at her papers which are there for those Members who have come in and I would ask the Clerk to provide these Members with the merits of this member, Mary Mutonyi. She is a qualified lady and I was ashamed that we disqualified her last time because we did not know the background of her education.

I support this motion because I have realized that this lady has a vision. A person who moves in Nyeri to look for a job, loses that, comes back to Laikipia, she seems to be a lady who is determined to work for this County. Therefore Members, let us not base our argument on this seat but on what she can do.

Hon. Members, I come from Marmanet and I have realized that most of people from Marmanet come from Nyeri and it does not mean they are from Laikipia, they are residents in Laikipia, let us not base our arguments on ethnic background. This person has been given work to do by this County, remember we don't have time for the Public Service Board to take over. There are so many people who want jobs here; therefore I request this House, let us put a timetable for this County. We are dragging behind to employ our people because of this Public Service Board. I beg this House, let us support this lady because she is qualified, I think the Hon. Members who have just arrived here, if the Clerk provides the documents on the table, you can prove that the people who have been appointed for that work had qualified. Thank you Mr. Speaker, Sir.

Speaker: Yes, Hon. for Olmoran.

Hon. Dann: Mr. Speaker Sir, I support Hon. Cate who had proposed that we postpone this motion Mr. Speaker until next time. These Hon. Members are fresh, a few minutes old in this House and right now we are dragging them in the quagmire of this House. They are just hearing of Nyeri and Laikipia and I know they don't understand anything. As a good teacher Mr. Speaker, I request that you should not allow these new Hon. Members who are very innocent to be dragged in this motion.

They should be given time, the vetting report and let them go through it and we give Hon. Kinyua enough time to do his investigations properly so that next time as we meet we shall have a good discussion. Some of these discussions will degrade the House Mr. Speaker and to retain the dignity of this House Mr. Speaker, I beg we postpone this motion. Thank you very much.

Speaker: Of course Hon. Jacob, when the new Members come in, I am likely to give them an ear. Hon. Maitai.

Hon. Maitai: Thank you Mr. Speaker Sir, I want to mention three things: -

1) We are discussing a lady and most ladies in this House have just come in and those of us who are Christians like I am, the Bible says, 'actions speak louder than words'.

The Members of this House and Hon. Speaker, I think you have passionately welcomed us in this House. I think if you act on that and give us time as my friend has requested and the Hon. Member so that we really get time and look at this matter. We are discussing a lady and some of us are here to represent women and we really need to make a sober and concrete decision when it comes to that matter.

2) I think Mr. Kinyua and those who are opposed to the motion really need to do some more work because to disregard somebody by the virtue they come from this County or the other. I don't think there is any law that prohibits us from recruiting from any other County especially when it comes to the Public Service Board. They should really have better reasons to table if they are really genuine about what they are doing but for us who have just come in and some Members have supported that, we really request for the adjournment of that motion so that we look at that issue seriously, conclusively and concretely.

Speaker: Hon. Jennifer, you have something to say.

Hon.: Jennifer: Thank you Mr. Speaker, I just want to further what my colleagues have just said. We have been here just for an hour. We are told a lot of stories some of which we don't know. Some are saying she is qualified and others are saying she was disqualified. We also understand that you vetted her. We are here eight of us and so our votes are strong and might make her come in or not come in. So we would like to understand those things so that we decide on the side of knowledge and we cannot regret our decision.

I also want to concur with Hon. Maitai, this is a lady and we are ladies and we would like to get more information on why she was disqualified because what has been said, we are not going to support anybody who is not going to add value to us, but let us get more information on what makes her qualified or disqualified. So we request for that time because we want to make a good decision. Kindly we request for adjournment of this discussion to another day. Thank you.

Speaker: Hon. Member for Githiga, Hon. Wangu is standing. Would you like to give her a chance? I think so. Hon. Wangu.

Hon. Wangu: Thank you Mr. Speaker Sir, for giving me this chance to contribute on this matter. It is a very sensitive issue; in fact I understand the fear of our Hon. Members. This is a very serious seat which involves Public Service Board and that is where employment is and I respect them because once you pass the name of this lady from Nyeri, the fear is that she will be importing people from Nyeri. I don't want to say that she comes from Nyeri, that one I don't have any grounds but I would request as you can read the mood of the newly Hon. Members, is that, give us time because we don't want to drag ourselves into issues that we don't understand.

One thing that I was asking myself is, was one of the qualifications that were advertised stating that you had to come from Laikipia? Was it a qualification? I don't know I need to know. If the lady you

found was qualified and you dismissed the name then there must be some fishy things going on and so I request some time Mr. Speaker.

Speaker: I need to give Member for Githiga and then Hon. Ole Kaparo and then I will make a ruling on that matter.

Hon. Thomi: Thank you Mr. Speaker, Sir. I would like to take this opportunity Mr. Speaker to argue and request that this motion is disgusting and needs to come to an end. Mr. Speaker Sir, I don't see the reason why we should give an extra time so that our newly nominated Hon. Members should look at this matter. Mr. Speaker we have just sworn in the newly nominated Members and I personally came to know them this morning. I did not stand here to say that I do not know them but we have allowed them in to this House, so I still insist there was a Committee on Appointments that came up with the name of Mary Mutonyi whom we are discussing here. Mr. Speaker, I beg we discuss this and have this motion until we come to the conclusion of it and not wait for tomorrow or any other day because we are here as Hon. Members and we can make a ruling on this. Thank you.

Speaker: Hon. Ole Kaparo.

Hon. Kaparo: Asante sana Bw. Spika kwa kunipa wakati huu. Langu ni kusema jambo lile naona na lenye najua. Watu wengine wanasimama kusema mtu ametoka sehemu ya Nyeri na wengine Kiambu na nje ya Kenya na wale ambao wamezaliwa hapa akina baba yangu watasema nini? Ukiangalia nyuma ya hii nyumba ni Nyeri na kwa hivyo huyu Mary anaweza kuwa anakaa nyuma ya hii nyumba na ni Nyeri ambapo ana haki ya kutafuta kazi kwa hii Kaunti. Mimi simjui lakini namjua Mary kupitia CV yake na ni mtu ambaye amesoma na anastahili hiyo kazi na ni mkenya. Ukileta mambo ya kusema Nyeri, Embu, Kiambu hakuna kazi itaendelea Kaunti ya Laikipia.

Na sio kusema watu Laikipia hawajasoma lakini ni vizuri tuweke kile kitu kina ukweli badala ya 'rumour' ambayo haitapeleka Laikipia mbele. Ukianza kuja hapa na kusema baba yako alitoka wapi au ndugu yako Laikipia haitaenda mbele. Langu ni kuunga mkono. Na acha kuleta maneno ya kusema huyu mtu ametoka wapi. Ninavyosimama hapa niliongea na Mhsw. mmoja kutoka Nyeri na akaniambia huyu mama alinyimwa kazi huko Nyeri kwa sababu yeye ni mkaazi wa Rumuruti. Sasa Rumuruti ni Nyeri ama ni nchi mbali na Kenya? Kwa hivyo naunga mkono kwa sababu yeye ni mwana Laikipia asili. Asanteni.

Speaker: Hon. Members, I think I have heard from both sides; Standing Order No. 55,

After the question has been proposed on a motion, the motion shall be deemed to be in possession of County Assembly and such motion shall not be withdrawn without the leave of County Assembly.

What that means is that really this motion has been proposed and is now being discussed, for it to be re-brought again before this House; this House has to take that decision. For procedural purposes I would ask whoever wants this motion to be withdrawn formally to raise that this motion be withdrawn and then be seconded, I will put the question and then the House decides. Hon. Catherine please.

Hon. Catherine: Thank you Mr. Speaker. Can you please make us understand what you mean by saying withdrawn?

Speaker: What I meant by saying withdraw is basically to withdraw from today's business and it is reintroduced at a later time but we stop discussing it today.

Hon. Catherine: We are asking that because we are still grasping these words and I know everybody knows my intent is to adjourn this motion, so can you clarify to us if what you are saying really mean adjourning the motion.

Speaker: Yes.

Hon. Catherine: Okay thank you, I support we adjourn the motion.

Speaker: Who wants to second, Hon. Member for Olmoran you seem to have volunteered yourself.

Hon. Dann: Mr. Speaker, I second this motion to be adjourned to another day so that we can do a bit of investigations. Thank you.

Speaker: Hon. Members I will like propose the question and probably give one or two Members to discuss as we move on;

> ***THAT**, this House approves the appointment of Mary Wairimu Mutonyi as the Chairperson of County Public Service Board as per the report of Committee on Appointments tabled in to the House on 10th July, 2013 be basically withdrawn from today's business.*

I will give one or two Members then put the question. Hon. Mwangi.

Hon. Mwangi: Thank you Mr. Speaker, I rise to oppose the withdrawal of the motion simply because we have taken a lot of time on this matter. It will be better we discuss it today until it dies. Again we are using the Standing Orders to defer this matter. There is a provision in the Standing Orders which states that; *a member can choose to vote or not to vote or abstain*. I think it would be better if we continue with the motion. Thank you, Mr. Speaker.

Speaker: Yes, Hon. Jacob.

Hon. Jacob: Mimi naunga mkono vile Mhsw. Mwangi amesema kwa sababu huu mjadala tumezungumzia hapa kwa muda Mr.efu sasa na pia Kaunti hii inataka kuendelea mbele. hatuwezi kuwa tunarudi nyuma. Mimi naunga mkono tuendelee na huu mjadala. Asante.

Speaker: Hon. Kabaci.

Hon. Kabaci: Thank you Mr. Speaker. I also rise to oppose the withdraw of the motion Mr. Speaker putting in mind that we have talked and deliberated on this issue and it is also good to tell Members who have come that we approved other Members who were vetted with the same Mutonyi and we know what we are saying that it is only the Chairperson whom we don't have and the other Members cannot proceed. It is important that we do continue with the motion and I approve the appointment of Mary Mutonyi. Thank you, Mr. Speaker.

Speaker: Member for Githiga.

Hon. Thomi: Thank you Mr. Speaker, I stand to oppose the adjournment of the motion and it should proceed till we come to a conclusion of it. Mr. Speaker I was

here when this motion was brought last time and I want to be very sincere and tell the newly nominated Members that there is no other information you are going to gather other than what you are hearing from the Members whom you have found in this House. That it's just a matter of approving or failing to approve Mary Mutonyi, otherwise Mr. Speaker Sir, this one is going to bring other issues when we move from this House and they will not have any other information on this lady. She is a lady we know, we have discussed and we should be given the motion either to approve or disapprove. I oppose the adjournment of the motion Mr. Speaker.

Speaker: Yes, Hon. John.

Hon. John: Yangu ni kwamba saa hii tunasikia tu jina ambalo tunasikia huyu mtu anahitaji kupewa kazi, kuna wale wanaelewa kama waheshimiwa wale walikuwa kabla ya sisi tuje hapa na kwa wale tumekuja hili ni jambo geni. Hakuna jambo ambalo mimi kama John nitapitisha tu kwa sababu ya kuambiwa na waheshimiwa wengine. Ningependa kuona stakabadhi za yule mtu ili nielewe kama anafaa ama hafai. Asante.

Speaker: Hon. for Olmoran, you are an old Member and you know you cannot speak twice within a motion.

Hon. Dann: Mr. Speaker, I had seconded the motion but had not discussed.

Speaker: That is also a contribution but I will you give a chance. Yes.

Hon. Mukuria: Thank you Mr. Speaker Sir, I want to tell Hon. Members who have just arrived that this House has powers. If you want any information now, I know Hon. Members they can be provided with it in this House. If you are voting because you don't have information about this lady, I would kindly request Hon. Speaker, let them scrutinize her CV and see whether she qualifies. If that is what is lacking, Hon. Members let us not adjourn because of this issue. If you can look at the reason why this lady was put off it's because she comes from Nyeri and not from Laikipia. Therefore, I oppose the adjournment of this motion.

Speaker: Hon. Elizabeth.

Hon. Elizabeth: Thank you Mr. Speaker, Sir. I would like this motion to be withdrawn. Why did this lady apply for a job in Nyeri and in Laikipia?

Speaker: Member for Olmoran, you have been very consistent, now you have a chance.

Hon. Dann: Thank you Mr. Speaker. I am very much concerned about the Members who came in today. By refusing to adjourn the motion you will have disregarded these new Members. Eight Members out of 23 is more than one third and Mr. Speaker if more than one third do not know what is going on I think we are breaching their right, right to know, right to vote with their own conscience. If we vote today the eight Members will follow the wind and I am very concerned. I do not want anybody in this House to vote following the multitude but people who are real politicians, people who have a stand and allow these new Members at least a few days so that they can vote through their conscience. Thank you.

Speaker: Point of order Hon. Mwangi? For a very short time, because we are

closing this debate so that we can put the question.

Hon. Mwangi: Thank you Mr. Speaker. Is it in order for the Hon. Member from Olmoran to imply that the new Members should be given their right when we are not giving that nominated Member her verdict? Thank you.

Speaker: I think just to remind Member for Olmoran that this House cannot deny the right of the nominated but to Hon. Members who are new, this House will decide shortly either to adjourn or not to adjourn and based on that decision the House decides and moves with decision. Let us have only those who are standing. Hon. Kinyua, you have just stood when I made my rule. Minority Leader, please.

Hon. Lebeneiyo: Thank you Mr. Speaker. I rise to oppose the adjournment of this motion. Mr. Speaker if the newly elected Members would want to know more about Mary, I would kindly request that they should be given Mary's papers. Mr. Speaker we have held this motion for quite some time stopping all even the Members of the public who wanted to apply for this Job and work for our beautiful County. So Mr. Speaker I support we continue with the motion and make a decision today. Thank you Mr. Speaker.

Speaker: Hon. Wakahiu you have the micropHon.e just proceed and then Majority Leader and Hon. Kinyua.

Hon. Wakahiu: Thank you Mr. Speaker, Sir. I rise to oppose the adjournment of this Motion. This Motion has been in this House for more than a month and there is nothing else apart from political influence and other things. In the beginning, we rescinded to approve the name not knowing what was really the matter but after realizing it is when the motion was debated back to the House. One thing that I want to assure the nominated Members, many are the motions that we have passed.

I personally being the chairman of Budget Committee , we have done budget and even passed the Bill. Saying that we have to push some things ahead so that we can be together, it also means we have to do another budget. So I would kindly request the Hon. Members, today you have joined us, let us walk together. Let us move forward for the betterment of this County. This motion has dragged this House for more than a month debating one thing and so for the purpose of continuity and progress of our County Mr. Speaker Sir, I stand to oppose the adjournment and request the new Hon. Members that we be together and move ahead because many are the things that we have done previously. Thank you Mr. Speaker, Sir.

Speaker: Hon. Kinyua and then the Majority.

Hon. Michael: Bw. Spika mimi ningeomba tuhairisha huu mjadala kwa sababu mimi nashangaa wale ambao walikuwa wanapinga kwa nguvu na hasira wengine wao ndio wanaunga mkono na pia ndio wanakataa. Huu mswada uweze kuhairishwa ili tuweze kufanya uchunguzi zaidi ambao hatujamaliza hata wale wageni ningeomba waweze kujua kwa nini tunapinga.

Speaker: Point of order! Hon. Jacob.

Hon. Jacob: Bw. Spika nafikiria katika hii Bunge tunayo kamati ya kufanya hiyo kazi na bado Mheshimiwa anasisitiza kuongea

jambo lile. Hiyo kamati ilichunguza na kama hakuridhika angesema hiyo kamati ivujwe tuanze mpya. Kama ninavyoona ni kama ana mapendeleo yake ya kibinafsi, kwa nini mtu wangu hajaajiliwa?

Speaker: I don't think that was a point of order but anyway Hon. Kinyua just proceed and take notes.

Hon. Michael: Mheshimiwa nadhania hatungekuwa na haki ya kuchunguza hao watu kama hatungekuja kuwazungumzia hapa na mtu kutoa maoni yake na kwa hivyo ningependa kuambia huyo Mheshimiwa ya kwamba tuko na haki ya kujua kila mtu na kumjua vizuri kwa sababu tunampea kazi ya wana Laikipia na tulichaguliwa na wananchi na tukileta mtu ambaye hafai wao wenyewe kwa sababu ni sisi wenyewe tutampitisha watatulaumu. Kwa hivyo tuko na haki ya kuchunguza mtu. Nikiendelea mbele nitasema yakwamba hawa watu ambao walipinga na wakaangusha hao ndio wamekuja kuunga mkono na sasa wanasema yakwamba tusihairishe. Uchunguzi tunao na tutakuja na uchunguzi mwingine mpya tujue ni kwa nini walikataa na sasa wamekubali, ni nini walikula wanaogopa kutapika?

Speaker: Is it a point of order? We had said we finish with the Majority Leader and then we put the question, Hon. Jane.

Hon. Jane: Tunasikia vile mjadala unaendelea, lakini sisi tukisema tunataka pengine tunajiangusha. Tukisema hatutaki pengine tunajiangusha kwa hivyo nasikia kuna kamati walipatiwa wachunguze. Huo uchunguzi walificha wapi? Walishindwa ama haikutosha?

Speaker: On that point I would like to direct the Clerk to give the new Members the report and that does not prejudice your voting whether to adjourn or not. If the Assembly decides we adjourn, please go and read it outside this Assembly, if it decides to continue you will still have the benefit. Hon. Beth and then Majority Leader you have to contribute and we end.

Hon. Beth: Thank you Mr. Speaker Sir. Now the nominated Members are fully in the House because they are not half Members. I rise to propose the adjournment of this motion. Let us give them time to go through the CV of Mary Wairimu Mutonyi.

Hon. Wachira: Thank you Mr. Speaker Sir. I rise here to oppose the adjournment of this motion. My points being the motion on the floor of the House;

> ***THAT**, this House approves the appointment of Mary Wairimu Mutonyi as the Chairperson of County Public Service Board as per the report of Committee on Appointments tabled in to House on 10th July, 2013 be basically withdrawn from today's business.*

I rise here to say that this lady has gone through all the vetting stages. The memorandum to this effect was requested by this House through the Newspaper that anybody who had an objection to please report to that Committee. You gave that Committee a mandate like any other Committee of the House to vet these Members on your behalf and we have written a report on every Member in this Committee. Does it mean today because of these new Members who have arrived here, we shall redo all that we have done here from March to this moment so that we can move as a team? Do you want to tell

me Members that all we have done we will redo because of the new Members? No Members. The new Members here were not here when we were vetting the new Members and even if they want to peruse and see the reports of all the Committee Members, even those we have employed before, the report is here with our own Clerk and not hidden. If somebody has no interests on whatever is being said in this House that we drop this one lady because of vested interests, Members we are not going anywhere.

Speaker: Hon. Member, you cannot address the Members directly.

Hon. Wachira: Mr. Speaker Sir, when you have vested interests somewhere we are not going to perform.

Speaker: Point of Order from Hon. Kinyua.

Hon. Michael: Bw. Spika, ni jambo la nidhamu kwa kiongozi wa wengi bungeni kusema ya kwamba sisi hakuna mahali tunaenda kwa sababu tumekosa kukumbaliana na yeye? Nje ni jambo la nidhamu, kutudhulumu.

Speaker: Order Minority! Hon. Kinyua is on a point of order you can't raise another point of order on top of another one.

Hon. Wachira: Mr. Speaker Sir, I did not condemn anybody at all, what I said is that we must move as one team. I don't even hate those who are opposing this motion; they are my good Hon. Members. We are here as one team to oppose or agree and this does not mean that we are making enemies. We are only here to contribute and give mandate to what you vested on that Committee. There are so many Committees of this House and the Committees have reported matters in to this House. If you report the Committee matters in to this House when you have vested interests this is why I ask member Mr. Speaker Sir, are we going to form a unity County where we are going to work together? Thank you very much. Let us rest this motion here and now.

Speaker: I would like to put the question for purposes of those who came in today just to educate you a bit so that then you participate, the motion now is *THAT, Mary Wairimu Mutonyi be approved to be the Chairperson of County Public Service Board.* But Hon. Catherine did raise a motion that this motion be deferred to another date. So I a am going to put a question;

> ***THAT**, this House withdraws the motion on Mary Wairimu Mutonyi from the discussions today.*

(Motion Negatived)

So what that means Hon. Members is that I had proposed the question and that I want a few of us to discuss and contribute to Mary Wairimu Mutonyi and then I will put the question. The floor is open before I put the question. Yes, Hon. Paul.

Hon. Leshuel: Bw. Spika nasimama kuunga mkono huu mjadala na yale inafanya mimi ninyamaze kwa muda ni kushangaa wale wanasema huyu ametoka Nyeri ama sehemu fulani. Ukweli kabisa hatufai kuja na kusema nani ametoka sehemu fulani lakini kuja na ukweli wa kutosha kwa nini mnapinga mtu. Sisi tutaajiri watu wengi hapa na ile sababu ya kutosha ni kuangalia ni nani anafaa hapo na nani hafai. Nawaomba kama tungepita wakati huo wote na hatukuweza kupinga

mkiangalia makaratasi yake, na hamkuangalia ametoka wapi na hata wakati huu hatuwezi kusema haishi Laikipia tunabahatisha tu. Mimi niko hapa kuunga mkono achukue hiyo nafasi ya hicho kiti ili tuendelee mbele kuliko kushida hapa tukiongea mambo ya Mary. Asanteni sana.

Speaker: Hon. Jacob.

Hon. Jacob: Asante Bwana Spika. Mimi nimesimama hapa kuunga mkono Mary Mutonyi katika nafasi hiyo. Sisi tunataka pia akina mama wapate kwa sababu ukiangalia Public Service Board wenye wamepita wote ni wanaume hakuna hata mama mmoja amepata nafasi pia vijana waangaliwe kama wamepata nafasi na kwa hivyo mimi naunga mkono Mary Mutonyi. Asante.

Hon. Maitai: Thank you Mr. Speaker. I wish to go straight to the points. Like some of my colleagues have expressed, some of us who have just come in might be misunderstood by the way we handle this issue. However, I still wish to give my contribution which nobody will control. I have just looked at the documents of the lady that we are talking about. Mr. Speaker, I am a human resource manager by profession, a discipline that I am really passionate about and I would really like to hear what the rest of the Members will say, but I don't see anything academically on Human Resource Management. I agree she has good papers, a degree in Commerce and now pursuing masters in the same and I would really want somebody to convince me why they gave her a big post without the qualifications as a HR manager because it's a very critical docket. Thank you Mr. Speaker, Sir.

Speaker: I will only give Members who have not contributed. Hon. Jacob you have talked once, twice and even thrice. Let's give Hon. Suge he has not spoken today.

Hon. Suge: Thank you very much Mr. Speaker Sir, I just want to remind the Members that we are all elected Members and the voters of Laikipia County have confidence with this House. So I wanted to remind Hon. Kinyua that when he is contributing let everyone contribute with facts Mr. Speaker Sir, rather than abusing the House. Secondly Mr. Speaker Sir, I would like to say that this issue has taken long since it was brought to the floor of this House several weeks ago and since these people went through all the processes which are required by the law, we have the vetting Committee who vetted these nominees, we have the people who conducted the interviews and these people went through all the required processes.

Mr. Speaker Sir. Concerning this person madam Mutonyi, the first day when this lady came in the House there were some rumours that she is a resident in Nyeri and sometimes we are being told that she owns a farm in Ngobit. After looking for the truth of this matter Mr. Speaker, we found that Mary Mutonyi is a resident of Laikipia County but she owns a property in Nyeri Town and since the constitution provides a space for everyone to seek for employment in every corner of this Country and we as the County we have the mandate of looking for qualified persons from neighbouring areas but am not saying that she is not from Laikipia.

From the information we have now, she is a resident of Laikipia County. So I feel and I support the appointment of this lady because she is qualified and has experience

to work for County Public Service Board. So I stand to support that we adopt this name Mary Mutonyi today rather than taking it to another day. I support.

Speaker: Hon. Daisy.

Hon. Daisy: I would like to know why the House has disapproved Mary Wairimu Mutonyi, what has changed? What went on there?

Speaker: Thank you for raising that. I think it's because you are new but I will let you know. Hon. Wangu.

Hon. Wangu: Thank you Mr. Speaker. In fact I have listened very attentively to all the arguments around Mary Mutonyi and I have not seen any reasonable ground of disqualifying her because all I am hearing Hon. Members saying is that she comes from Nyeri and it is hearsay. In fact I have seen her CV and it is very impressive and being in the ward of women, I support and even if she is not qualified in the areas of HR she has a long life experience.

She is qualified. I don't see the reason why we should be pulling in and out and that she comes from Nyeri. That one is not enough grounds to keep us dragging on the issue of Mary Mutonyi. In fact I would request you Hon. Members to give her a chance and you will not regret. Thank you. There is no change of heart or am pushed so much to the wall that I cannot make that decision. We requested for the papers we have been given and went through and after all I just thought after going out there what I will hear is hearsay and we will have no ground of judging her so I beg we support the nominee Mary Mutonyi and then we move on.

Speaker: Okay, I will have to conclude this matter, Hon. Jennifer what happens when a motion is raised a Member speaks once. You don't have another reason to speak twice but as you have seen, I have given old Members more than one chance and because you are new you can certainly get another chance but for your information that does not happen. Hon. Jennifer, please.

Hon. Jennifer: Thank you Mr. Speaker. I also want to give my contribution after seeing the CV of the lady and I can see she is really learned and with a lot of experience. I have tried to listen to those who spoke about her and there is nothing so concrete that really disqualifies her because the only issue is that she lives in Nyeri, and nothing else. So as a lady, I don't see why we should disqualify her. I have seen a lot of management; she has been manager for change, manager for IT and a manager for several things in different studies which she has done in different universities. If we are going to follow the truth that brought us here then I think the lady is qualified. Thank you.

Speaker: Hon. Elizabeth, you are prohibited from clapping but you can use your feet in a manner that Hon. Mwangi should have taught you by now because he is sitting next to you. Hon. Daisy, the issue you raised to this House as per the Standing Order No. 46 can make a decision and undo that decision but that decision is made by this House and so that was made some times back and the whole House decided to undo that decision. Hon. Member, I will now like to put the question and for purposes of those who came in today when I am saying am putting in the question it's basically that I

am inviting the Members to vote but with their mouth. If you support you say Ayes! And nay! If you don't support and the Speaker in his wisdom is able to get where it goes.

> ***THAT,*** *this House approves the appointment of Mary Wairimu Mutonyi as the Chairperson of County Public Service Board as per the report of Committee on the Appointment tabled in to House on 10th July, 2013.*

Before I put the question I give the mover to reply and the mover is Majority Leader. Please be brief.

Hon. Wachira: Thank you Hon. Speaker. I rise to thank all the Members who have contributed to this motion whether positively or negatively and let us not be divided by the motion. We will still continue in this House as one common House and so I rise here to support the motion of Mary Mutonyi. Thank you.

Speaker: Hon. Members I would like to put the question;

> ***THAT,*** *this House approves the appointment of Mary Wairimu Mutonyi as the Chairperson of County Public Service Board as per the report of Committee on the Appointment tabled in this House on 10th July, 2013.*

(Motion agreed)

MOTION

[Leader of Majority Hon. Wachira]

> ***THAT,*** *this House approves the appointment of Esther Nyaguthii Wanjau as a Board Member of the County Public Service Board as per the report of Committee on Appointments tabled in to this House on 10th July, 2013.*

I request Hon. Mwangi Maruga to second.

Hon. Mwangi: Thank you Mr. Speaker. From this motion of Esther Nyaguthii Wanjau, let me admit to the floor and say that she comes from my area because according to the previous debate everybody was saying that she was not from Laikipia, this one is from Laikipia and more so Umande Ward. Again, I would like to flashback when the same motion was brought on the floor on 3rd of this month and the whole House rejected and only my voice was heard supporting Esther Wanjau. Today I would like to urge the House, let us support Esther Wanjau. Simply she is qualified, she is a youth and comes from Laikipia and I don't think there is any objection. Thank you Mr. Speaker.

Speaker I would like to propose the question;

> ***THAT,*** *this House approves the appointment of Esther Nyaguthii Wanjau as a Board Member of the County Public Service Board as per the report of Committee on Appointments tabled in to the House on 10th July, 2013.*

Yes Hon. Beth.

Hon. Beth: Thank you Mr. Speaker Sir. I rise to support Esther Wanjau. Mr. Speaker this is the time to empower our youth and she deserves the task. I support because the

County Public Service Board needs gender representation yet she is a lady. Thank you.

Speaker: Member for Githiga you had stood earlier.

Hon. Thomi: Thank you Mr. Speaker, I stand to support the appointment Esther Wanjau and the Committee that vetted her is the same Committee that vetted the others. Mr. Speaker, I feel that there is no problem of approving Ms. Esther Wanjau as a woman, a learned person and having been approved by the Committee on Appointments I don't any doubt why we should not allow her in this County Public Service Board. I support her appointment.

Speaker: Member for Marmanet and then Minority Leader.

Hon. Mukuria: Asante Bw. Spika ninauunga mjadala huu wa Esther Wanjau kwa sababu kama nilivyosema awali tulipokuwa tukijadili huu mjadala hatukuwa katika hali nzuri ya kujadili. Kwa hivyo mimi naona yakwamba tunaendelea mbele katika County Public Service Board kwa sababu naona ya kwamba Esther Wanjau amehitimu na namuunga mkono ili Kaunti yetu isonge mbele na pia kama mama atakuwa ametuwakilisha vizuri na kufanya kazi nzuri katika Kaunti yetu. Asante sana.

Speaker: Mhsw. Lebeneiyo.

Hon. Lebeneiyo: Thank you Mr. Speaker Sir, I rise to support the appointment of Esther Wanjau. I am a Member in the vetting Board and we did our best to forward this name to the County Assembly and to my surprise when we were vetting them, one of the things we were looking for was gender representation, disability and the youth and Mr. Speaker I was shocked when one of the Members stood up and said that gender was not represented well and at the end of the day they declined down. I thank God that we are now supporting and the kitchen politics have ended and I hope no one at the end will insult us again. So I support Esther and I have not been bribed.

Speaker: Let's start from Hon. Maitai and then Hon. Catherine.

Hon. Maitai: Thank you Mr. Speaker Sir. It is interesting that in most cases women are critically scrutinized when it comes to the appointments and I don't know what had transpired even in the Committee that only these two ladies that had been put off and for that reason with the little knowledge I have for this lady, the fact that she is a young person and a woman I would seriously support her that she gets that position as young people in this Country are not corrupt since they have not worked for long. For that reason I think she is suitable for this position and I will support her for the seat.

Speaker: Hon. Catherine.

Hon. Catherine: Thank you Mr. Speaker, I wish to support the appointment of this lady Esther Wanjau. Am seeing the recommendation of the Committee but you have not given us her CV and from it I can draw a few things which I would like to bring to your attention is that she holds a bachelor of Commerce, Human resource which is something we were deferring on the chairperson who had done nothing about HR. Her being a member has done Human Resource in Bachelor of Commerce she has done a master on HR again and in this case she is a young lady,

a youth and as a woman I would like to support her.

Speaker: Yes Hon. Kinyua.

Hon. Michael: Asante Bw. Spika. Langu namuunga huyu mkono.

(Applause)

Speaker: Hon. Kinyua why are the Members laughing when you… I thought it is within your right to support anyone you want?

Hon. Michael: Hapo mbele tulikuwa tumemchukua pamoja na huyu Najua wanafikiria watanidunga lakini bado kunidunga. Sababu yangu ya kumuunga mkono ni nimefanya utafiti na tulipomwangusha hapa mimi nilienda kufanya utafiti na nikajua yakwamba ni msichana ambaye amesoma, amehitimu kuwa katika kiti hiki na pia ni mwana Laikipia na roho yake iko Laikipia na kura yake alipigia Nyareginu Primary School. Yeye ni mwana Laikipia kamili lakini Mary Mutonyi lakini nilikuja kuwatofautisha kwa hivyo namuunga mkono kwa mikono yote miwili aweze kufanya hii kazi na najua ataifanya vizuri na tutakuja kufurahia.

Speaker: Hon. Jacob then Hon. Wangu.

Hon. Jacob: Asante sana Bw. Spika nimeshukuru Mheshimiwa yuko karibu na mimi na tumeanza kuwa pamoja.

(Laughter)

Mimi namuunga mkono Esther Wanjau kama kijana na mara nyingi nimesema tuangalie jinsia ya kike maana tukiwaacha nyuma tutapoteza vijana wetu wengi sana wakikosa nafasi. Asante.

Speaker: Hon. Wangu.

Hon. Wangu: Thank you very much Mr. Speaker Sir, in fact I am excited for seeing change of heart of the Hon. Men. You can see there is that balance of gender and the women of Laikipia have a ward to cry on. That is it and in fact I stand to support the appointment of Esther Wanjau. First she is qualified for the job because it's not only that you being a youth you are qualified, she is fit for a job and again she is a lady. I want to support her appointment and next time ladies tuwe macho'

Speaker: Point of order from Mr. Wakahiu.

Hon. Wakahiu: Is the Hon. Member right to use or to mix English and Swahili while debating?

Speaker: Thanks old Members as they were called by Hon. Mwangi for teaching the new Members some basics.

Hon. Wangu: Thank you.

Speaker: Order! Hon. Wangu you cannot mix English and Swahili. It is either you start in Swahili and finish or English and finish but you are done and now you know that's why you saw many Hon. Members standing to correct you. I would like Hon. Members to ask the mover to reply.

Hon. Wachira: I will ask Hon. Mwangi to reply in this matter because he was in that Committee.

Speaker: Okay Hon. Mwangi please.

Hon. Mwangi: Thank you Mr. Speaker, Sir. I was almost to raise a point of order that he is not supposed to call on me but donate some minutes to contribute. Thank you Mr. Speaker and am glad that

Members have agreed to approve Esther Nyaguthii Wanjau. It does not take the mighty of somebody so that her motion can be adopted be by the House, it's just heavy consultation and for the hard work that the Members have done for Members to investigate and confirm every fact that the lady comes from my area. Thank you and God bless you.

Speaker: Good, Hon. Members I would like to put the question;

> ***THAT,*** *this House approves the appointment of Esther Nyaguthii Wanjau as a Board Member of the County Public Service Board as per the report of Committee on Appointments tabled in to this House on 10th July, 2013.*

(Motion agreed)

ADJOURNMENT

I now wish to adjourn the House until tomorrow at 9.00 a.m.

The House rose at 5.20 p. m.