REPUBLIC OF KENYA

COUNTY ASSEMBLY OF LAIKIPIA

THE HANSARD

Wednesday, 10th June, 2020

The House met at the Assembly Chambers at 2.30 p.m.

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

PRAYERS

PAPERS

REPORT ON ADP IMPLEMENTATION

Hon. Joseph Suge: Thank you, Mr. Speaker. I beg to lay the paper on the Report on Annual Development Plan Implementation for the departments of Water, Environment and Natural Resource sector; Agriculture, Livestock and Fisheries; Finance, Economic Planning and County Development; Lands, Roads, Housing and Urban development dated 28th May, 2020. Thank you, Mr. Speaker.

(Paper laid)

NOTICE OF MOTION

ANNUAL DEVELOPMENT PLAN IMPLEMENTATION REPORT

Hon. Joseph Suge: Thank you, Mr. Speaker sir. I beg to give notice of the following motion;

> THAT, this House adopts the report by the Committee on Implementation on the Annual Development Implementation for the departments of Water, Environment and Natural Resource sector; Agriculture, Livestock and Fisheries; Finance, Economic Planning and County Development; Lands, Roads, Housing and Urban development dated 28th May, 2020. Thank you, Mr. Speaker.

STATEMENTS

CONSTRUCTION OF ABLUTION BLOCK IN TANDARE IN GITHIGA WARD

Hon. Mutahi Muritu: Thank you, Mr. Speaker. I beg to give a response to a statement on prioritization of projects by the Department of Education, Gender, Culture, Youth and Sports. A statement was raised and tabled in the Assembly by Hon. Peter Thomi on 19th June, 2019, requesting for a response regarding the construction of two toilets in Tandare Primary School ECDE Centre in Githiga Ward, in the place of the proposed Warero ECDE. The committee on 21st

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June, 2019 requested for a response from the Department of Educational and Social Department. A response was made and was tabled on 22nd July, 2019. The committee has been in constant conversation with the Department on the same.

On 4th June, 2020 REF: CGL/EDN/SS/CA/1/5/Vol 1134, the Department responded that it was not possible to construct an ablution block at Warero ECDE Centre as indicated by NEMA in annexure 1 since the proposed site is a dump site marked CDE/SS/03. In the response, the Department informed the Committee that the Ministry of Education guidelines on the construction of ECDE infrastructure require that the land on which such structure is to be put up must be public land. That the land should be demarcated as such via a title deed, green card or a physical plan and that the land should not have any form of encumbrance e.g. litigation or unregistered charge. Thus, the proposed site for Warero ablution block was disputed land, the proposed dump site. Thank you, Mr. Speaker sir.

Speaker: So, still attached is the letter from the National Environment Management Authority (NEMA). Thank you for the response and Hon. Peter Thomi who was supposed to receive that is absent. If the land is a dumpsite, then I think we have no dispute with that because there is no way the construction could go on and the land is allocated for a dumpsite. Hon. Mutahi you still have another response.

STATUS OF MARURA ECDE CLASS IN OLMORAN WARD

Hon. Mutahi Muritu: Yes, Sir. Mr. Speaker, I offer a response to a statement on the status of Marura ECDE class in Ol Moran Ward. A statement was raised and tabled in the Assembly by Hon. George Karuiru on 21st November, 2019 requesting for a response regarding the stalled construction of Marura ECDE class in Ol Moran ward. The committee requested for a response from the Department of Education and Social Service. On 4th June, 2020 we received a response from the Department by REF: CGL/EDN/SS/CA/1/5/Vol 1134, which stated that the construction of the class is currently on going.

Hon. George Karuiru: Thank you, Mr. Speaker. I cannot be able to embrace or thank the Chair for Education although he is going as per the statement from the executive. I just want to remind the Chair and the Committee on Education that my allegations were very clear. The contractor went on site, there are stones and some sand on site but it was abandoned and up to date it still remains the same. When I tried to dig up information on my own, there was a complaint that according to the BQ, when the contractor dug the ground he found that there was an importance of adding some metal on the BQ and I think that is where the hiccup is. I do not want to interfere with the interrogations but there is nothing going on.

I want this to go on record that if they did not start yesterday, some steps should be taken against this kind of response. It would be very bad for me to come complaining and my core business is oversight and I have seen what is on the ground then a petty paper like this one is brought stating that the construction is now on going. We are seeing the executive putting their details on some papers that some projects are on-going, some have not started. As an honourable

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House we should follow up and know what is exactly happening on the ground. I reject the statement and I would want you to give the shortest time because this budget is not the 2020-2021, but the previous 2019-2020 budget and it should be addressed, thank you.

Speaker: So, it is the budget that we are currently utilizing?

Hon. George Karuiru: No. Sorry Mr. Speaker, it is the 2018-2019 budget.

Speaker: The Chair, you have gotten the complaint from the Member but before then, I do not know whether there is a Member either from the Committee who has an issue with the statement before you can give a response. If there isn't, whatever response we have been given that the project is currently on-going. From the Ward Representative, Hon. Karuiru he is disputing the same that nothing is on-going. Therefore, it is something that we need more light. Unfortunately, the letter from the executive and I would wish that we have these statements with those kinds of attachments. We have the letter from the executive and also I had said here previously that the Table Clerks should always be able to attach the statement as it was raised.

There are decisions we are unable to make here simply because we cannot be able to refer. We need to see the specifics that Hon. George Karuiru had requested, he says that the contractor went on site but the classroom had stalled and they could not continue. I would wish to have this with the attachment then we can look at it tomorrow at 9am, in the morning. Table Clerks kindly ensure you attach the statements as requested and also we have the attachment for the letters. The Committee Clerk should help the Chair to have the attachments put in place. Hon. Mutahi you have another statement?

STATUS ON THE SIPILI VOCATIONAL TRAINING CENTRE

Hon. Mutahi Muritu: Mr. Speaker sir, I beg to give a response to a statement on the status of the Sipili Vocational Training Centre in Ol Moran ward. A statement was raised and tabled in the Assembly by Hon. George Karuiru on 21st November, 2019 requesting for a response regarding the provision and installation of motor vehicle equipment and furniture at the Sipili Vocation Centre in Ol Moran Ward. The Committee requested for a response from the Department of Education and Social Development. On 4th June, 2020 we received a response from the Department by REF: CGL/EDN/SS/CA/1/5/Vol 1134, which stated that the Sipili Vocational Training Centre was scheduled to be equipped with learning and training material however, training material has been distributed to the institution. Thank you, Mr. Speaker.

Hon. George Karuiru: Thank you, Mr. Speaker. If there can be a possible way of banning this Department of Education I think it would be better. This is just a big joke being portrayed by the Department in this Honourable House. As you can see, the same budget is for the year 2018-2019 and you can see the last statement which stated that the Sipili Vocational Training Centre was scheduled to be equipped with learning and training materials. However, training materials have been distributed to the institution. They have not talked of the provision and installation of motor vehicle equipment and furniture at Sipili Vocational Training Centre in Ol Moran ward. If

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a class one child would be told to write a composition, in the first paragraphs they would not miss what my statement was requesting for. If you read this thing very well you will be able to know that there is someone who is running from their business. I said it is a year since this was to be committed and you can see they are saying they equipped.

I do not think that there are training materials. My ward was one of the lucky ones to have a donor. Despite COVID-19, we were recruiting the youth to go and study. My head is not going on well because of this. I cannot even remember the institution that he is supporting, the vocational training centres. There is nothing that has been responded to. It is written to show that the House is on-going and that the businesses are still running. There is nothing that has been done in my ward. I do not know if NEMA has written its report about Githiga ECDE.

I would also want to request the Chairperson for Education that despite us waiting for the report from the Executive, we go to the ground. It is so that we can verify what I am saying. In the case of the ECDE, if the process of laying out and digging a trench is on-going then the ECDE is ongoing. If where we left the building process yesterday is where it is today, then it is not going on. This is just a big joke. If there is something like prosecution, then the Education Department should be prosecuted. Thank you, Mr. Speaker.

Hon. Mutahi Muritu: Asante Sana.

Speaker: On the same?

Hon. Mutahi Muritu: Yes.

Speaker: Yes.

Hon. Mutahi Muritu: Mheshimiwa Spika, Niliwasilisha taarifa Bungeni leo asubuhi. Tuliona nikiomba katika taarifa ya asubuhi. Mheshimiwa Spika, sijui ni mwongozo upi utakaotoa baada ya kuona majibu haya ya jana. Singekataa kuiwasilisha kwa kuwa ni majibu kutoka kwa waliolengwa. Maafisa watendaji wa wizara husika katika hii serikali wamekuwa na tabia isiyoridhisha. Sidhani tumejikwaza sana katika shughuli zetu. Ukiangalia saini na muhuri zilizotiwa ni za maafisa wa Bunge ili kuidhinisha hiyo taarifa. Hii siyo idara. Kama imepita kwenye ofisi na ikatiwa kidole kuwa imeruhusiwa basi sisi ni nani. Ningetaka kutoa ufafanuzi wa Warero kwa sababu nilishawahi kutembea huko.

Speaker: I did not get you clearly. You are referring to which stamps?

Hon. Mutahi Muritu: Mheshimiwa Spika, nasema mhusika ni idara ya elimu. Tunapoomba maombi katibu wetu msaidizi huchukua huo mswada na kuwasilisha kwa sekretari wa serikali kisha kuiwasilisha kwa idara husika. Panapojitokeza kuwa hapajatolewa ufafanuzi unaokidhi haja siyo maafisa wetu wasaidizi ama idara yenyewe. Nataka niseme hivyo kama vile Mheshimiwa alivyosema.

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Speaker: I am on the stamp. You are talking of the stamps. You know that the statement is stamped?

Hon. Mutahi Muritu: Ndivyo, nasema…

Speaker: Hon. Mugweru do you want to intervene?

Hon. Mutahi Muritu: Nilikuwa natoa ufafanuzi ya kwamba...

Hon. Stephen Ndiritu: Mheshimiwa Spika, nilikuwa nataka Mutahi afafanue. Amesema kuwa iwapo kuna makosa katika hii stakabadhi ni maafisa wa Bunge na siyo Katibu. Kama kuna makosa siyo idara. Ningetaka afafanue kwa sababu idara ndiyo inaleta ripoti. Kama kuna makosa katika hii ripoti ni idara. Ndivyo.

Hon. Mutahi Muritu: Mheshimiwa mwenzangu, labda nimejikanyaga kidogo. Nimerauka saa hii na bado kichwa hakijakuwa sawa. Maafisa wetu wa Bunge wanafanya jukumu lao. Nimeeleza wazi kuwa baada ya maombi kuombwa huwa ni katibu wa idara husika. Mheshimiwa Spika, unaikabidhi mwenyewe. Katibu msaidizi anachukua jukumu lake kuweza kuwasilisha ujumbe kwa serikali husika. Nilisema asubuhi kuwa kuna makosa yanayofanyika katika majibu ama utendaji wa kazi siyo ya Bunge letu. Bunge hili lisionekane vingine. Anategemea majibu kutoka kwa serikali. Tulisema hivyo hapa leo asubuhi na ndipo nateta.

Speaker: Hon. Member for Umande are you not raising the hand?

Hon. Daniel Mugweru: No, Mr. Speaker. I am only waiting for him to complete so that I make my contribution.

Hon. George Karuiru: Thank you, Mr. Speaker. There is something that the Hon. Member is not addressing. We just do not wait for statements and their responses. Our core business is oversight. Congratulations to you Mr. Speaker, because you always offer us means of transportation. This is so that we go to the ground and dig out whether these things have been done the way they are supposed to be done.

I did not see about education from the Chairperson of Implementation. He would stand a better chance if he and his team goes to dig out such issues. Are the issues of classes being brought here done or not? Sometimes we do not just present. There is somewhere we lose track once the statement is issued. I do not know whether it should be before or after this. They would have gone to the ground and identified. They would have even asked me out there.

Speaker: I think we should give Hon. Karuiru some time to finish. We can then react from what he is giving us. I thought it was an intervention.

Hon. Mutahi Muritu: I just wanted to guide him that we do not just blame the issue of stamping and bringing statements.

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Speaker: Hon. Mutahi just sit down. I had raised an issue because Hon. Mutahi referred to the offices in the plenary. It is the mistake of the offices here. He went ahead and said that the stamps here are not for the committee. They are for the offices in the plenary. The offices do not stamp the statements until the Chair has signed. We do it with the recommendation of the Chair. It then goes to the Clerk who recommends that the Chair owns up to the statement. I will then approve it to come to the House since the Chair has put a signature on it. It means he owns up that statement. Our office is guided by the committee. In that case, it is the committee Chair who signed the statement. You can continue.

Hon. Mutahi Muritu: Mheshimiwa Spika, nafikiri kamati iliweza kusafiri hadi Marura ECDE. Iliweza kujionea kwamba huo msingi ulikuwa umechimbuliwa. Tangu wakati ambao taarifa iliombwa sisi kama kamati hatujapata nafasi ya kurudi Marura. Hivi ndivyo tuthibitishe kama ni ukweli wanavyosema kuwa mradi unaendelea. Baada ya taarifa kuombwa wakati huo kamati ilifika mpaka maeneo yale na kuweza kujionea. Tulikuta mkadarasi alichimba msingi.

Nataka kumhakikishia Mheshimiwa George kuwa sisi kama kamati kulingana na maagizo yatakayotolewa na Bunge lako tutafika huko. Tutajionea kama yanayojibiwa kutoka kwa serikali ni ya kweli. Mheshimiwa Spika, naomba sasa hivi uanze kuwajibisha maafisa hao kama si ya ukweli. Mara ya kwanza tuliandamana na waziri mhusika na kufika Warero. Tulichopata kule ni kitu tofauti kabisa. Darasa limejengwa na Serikali ya Kaunti. Baada ya shule kujengwa katika awamu ya serikali iliyopita panajitokeza matatizo ya kwamba eneo hilo lilijengwa kimakosa.

Suala lilijitokeza kwa sababu ya choo. Baada ya serikali kupata majibu kutoka kwa NEMA, ilichukua jukumu la kujenga Tandare badala ya Warero. Darasa linaendelea ambalo lilijengwa kwa pesa ya umma katika maeneo ya demu lakini hakuna choo. Ndipo nikasema kuwa matatizo tunayopata yanatokana na watendaji katika idara husika. Nilifika Warero ambapo tuliandamana na wanakamati wangu kwa safari mbili. Mheshimiwa Spika, ukiangalia kuna ripoti ya NEMA inayosema ardhi ilikuwa na matatizo. Ardhi inasemekana ni ya demu. Tayari darasa limejengwa. Wale watoto hawana makosa.

Speaker: Just for guidance. I do not want us to combine all these statements together. Each statement stands on its own. You can first get seated. We concluded the statement on Warero ECDE. You remember that we had already closed the issue of the disputed land allocated for the dam.

The other one was the issue of Marura. There is this classroom that is said to be on-going. That is the classroom that the area Member of County Assembly said that the trenches have been dug. It was done even before the statement was raised. The works are not on-going. You responded and said that afterwards you have not had time to go and ascertain whether there are is any on-going work. This is as per what the CECM for Education has responded. I want us to first deal with the one for Marura ECDE. We then go to the one for training materials.

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Hon. Mutahi Muritu: Mheshimiwa Spika, nilieleza wazi baada ya taarifa kuombwa na Mheshimiwa mhusika kuwa sisi kama kamati tulifika yale maeneo. Tulikuta kumechimbwa msingi. Kumemwagwa mchanga na kokoto. Baada ya kuuliza maafisa tuliambiwa mkadarasi anaendelea sasa hivi. Nakiri kabisa kuwa wakati tulipouliza idara ilisema tayari ujenzi unaendelea. Ndipo nikaomba Mheshimiwa kutoka Ol Moran kama hajaridhika, na hili ndilo jukwaa la kuleta malalamishi kutoka Ol Moran, tuko tayari kuenda na kufika pale.

Iwapo tutakuta kwamba majibu yaliyotolewa katika Bunge si ya ukweli utoe mwongozo wa kuwajibisha hao maafisa. Taarifa zimechukua muda sana kuagiza. Tuko na barua mingi tulizoandikia idara tukitaka majibu. Mheshimiwa Spika, utatoa mwongozo. Asante.

Speaker: Hon. Karuiru, you have clearly said that there are no on-going works. The Chairperson for Education seems not to dispute that. He says that he needs time to go to the ground to ascertain. The CECM for Education has stated to them that the works are on-going. Before I make my conclusion, I will a give a number of Members to make their contribution.

Hon. Daniel Mugweru: Thank you, Mr. Speaker for giving me this chance to make my contributions on the same statement. Before I make my contributions, it is also important for the House to understand the difference between the department and the committee in this Assembly. Why I am separating the committee and the department is because we cannot hide in the sand for long. I can openly say that in one way or the other the department of education is a failed department however much it is responding to the committee that the project is on-going.

It is also important to note that the on-going project was a 2018-2019 budget. Why I am saying this is that at the same year a class that was supposed to be built in Umande was completed in the last two weeks. Some of the ones in 2019-2020 are already completed. Being behind by one year shows how our department has failed. The Committee Education, I being a member, has gone to Warero. The response is that we cannot do an ablution block in a land that is specifically for a dam but we can do a class room in the same land.

How do we do a classroom on a land that is demarcated for a dam but we cannot do an ablution block in the same land? Why do we put our children in a class that does not have an ablution block? The step that the department could have taken is to either close that class or agree to do an ablution block in the same area. When the committee went to the same area we found that the land was over 30 acres. They are clearly saying that we have set these acres for a dam and school.

What I would say is that this department has failed. If we are told to list it, I would list it as the last. I cannot fear saying this. It is what has been happening. Right now we are discussing about Marura classroom that is in Ol Moran but in the next few months we be discussing about the classrooms in Umande and Tigithi. We are at the end of the year. I can attest to the Members that 90% of the classrooms in this county, for the budget we are ending, have not been done or even commenced. In the next few months, we will start talking about Umande and Mukogodo East

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while ninety percent has not been done. Today, we will be here thinking that the department is functioning whereas it is not.

We need to stand up as an Assembly and either take a step further or talk to the Governor and tell him that the department has failed. He needs to get new representatives or something of the sort. As we talk the budget for this year is about to end in the next two weeks and out of around Kshs. 90 million budget, if you deduct Kshs. 50 million for bursary it means we are only left with Kshs. 40 million. If you deduct another Kshs. 20 million for construction of classrooms that makes around Kshs. 70 million so as the year ends the department will have used less than 15%. What does that tell you? If somebody cannot score 15%, that is a failed person. We must stand up and say this, that the department has failed and we cannot count that we have the same department. It will be less than 10% by the next two weeks.

When I hear Hon. Karuiru from Ol Moran complaining about 2018/2019, I can foresee in the next few months myself complaining about the ECDE in Umande. I can foresee Hon Suge, Hon. Kiguru and everyone here will be complaining because the year has ended and only two classrooms in a whole year and budget out of fifteen have been done. That is a failed department, and even the Committee themselves, the people who sat down to distribute bursaries have not been paid. Out of Kshs.50 million they are not even able to pay Kshs.1.2 million. The whole amount of money has not been utilized. Why should we say that we have an existence of such a department? The leadership of that department should be revisited. I will continue saying this, that the first time we were led by the spirit of God when those people lost in this Assembly but the second time that was not the spirit of God because we brought the wrong people. It would be better the way we were before than now.

It is a failed department and I am a Member of that Committee. It is a totally failed department and I can prove this by quoting those things that have not been done. Today we are generating LPO's through the system and it is the only department that is producing them manually. It is a failed department and so however much we try to say Ol Moran is complaining and all that it is true. Probably today as we talk there is somebody who was supposed to do the works two years ago and has not done it so even if he does by tonight and finishes it remains that the person has failed the people of Ol Moran. Thank you, Mr. Speaker.

Hon. Catherine Nyawira: Thank you, Mr. Speaker. I would also like to add my voice to the issue of the ECDEs and especially the one in Marura. One of the Committees that I sit in has a mandate to check on the implementation of the budget and of several projects. As a Committee we sit down, pick a few projects and go to the ground and see the implementation of those projects. One of the projects that we picked as a Committee was Marura ECDE.

Our findings were that the place was abandoned. The contractor dug trenches and found that the kind of soil there was black cotton which means you either have to suspend or excavate to a level where you are able to get firm ground because if you build on such grounds then the structure is likely to collapse leading to losses. The contractor abandoned this project and left the

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trenches open while the ECDE there has children. The trenches are very dangerous for these children.

I can confirm to this House that the project is abandoned and it is impossible to continue building unless there is addition of budget allocation to the project to allow for excavation or suspension with the right material. I also wish to contribute to remarks that have been made by a Hon. Member of this House on the failure of this Department. I am glad he is from the same Committee of this failed department.

Besides having this department as failed it also means that the procurement department from the supply chain of the procurement department is also failing. If a project has not been done from 2018/2019 and has not been completed and there is still allocation of money, such contractors should be blacklisted and jobs taken away from them and other contractors given the job if it is the fault of the contractor. If it is the fault of the department then I believe such departments should be denied even budgetary allocations.

Not long ago the health industry was failing and everything was against it. Maybe COVID-19 came in as good riddance but it is waking up and doing better. I believe we are on the right track so it is not impossible to look favourably on our children and decide that we are going to work on these ECDEs and know what to do and come up with measures on the same. I personally know this project is abandoned and if you go there, grass has grown so it does not look like there are works going on. Thank you, Mr. Speaker.

Hon. Stephen Ndiritu: Asante Mheshimiwa Spika. Mimi pia ninataka kuweka maneno machache hapo kwa sababu nimeona kuna taarifa imekuja hapa na kesho kutwa bado tutaendelea kuwa na taarifa kama hizi. Jambo moja ambalo ninaona na ni vizuri kusema mbele ya safari, ni kuwa kuna shida kwanza sisi kama kamati kwa kazi yetu. Tunaweza kusema idara imefeli ama mtu mwingine amefeli lakini sisi pia lazima tufanye kazi yetu vilivyo. Ninasema hivi kwa sababu hii taarifa ilivyokuja inafaa kueleza vizuri vile kazi inaendelea. Kama Mheshimiwa Karuiru analalamika hapa, kesho mimi nitakuja kulalamika.

Pili ningependa kusema idara yenyewe imeshindwa kufanya kazi na leo tuko na ya Elimu na kesho itakuwa ya Biashara. Kama idara imeshindwa kufanya kazi sisi kama Bunge hatuna njia nyingine ila kuwaondoa maafisa hao kwa afisi zao. Nitampa ushauri mdogo Mheshimiwa Mutahi, hata hatuhitaji ushauri wako Mheshimiwa Spika kwa sababu sisi kama Bunge tuko na majukumu na sheria inasema vizuri kuwa kama Waziri ameshindwa na kazi yake sisi tumng'oe. Tusiwe na mambo mengine ya kusema ati wakati umeisha. Hatujamaliza kazi na kama waziri ametenda kosa hata kesho wacha aende nyumbani.

Juzi tumeona Kirinyaga wanamtoa hadi Gavana wao kwa sababu ya kushindwa kutekeleza miradi hiyo. Kama kamati itatoa pendekezo ya kwamba huyo waziri apelekwe nyumbani kwa sababu ya kukosa kufanya kazi hiyo na Gavana naye ashindwe kufanya hivyo, hiyo inamaanisha Gavana mwenyewe ameshindwa na kazi kwa hivyo aende nyumbani. Sisi kama Bunge kalenda

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yetu inasema itaisha Agosti tarehe nane, mwaka wa elfu mbili ishirini na mbili. Hii inamaanisha bado tuko na safari na hata kama mtu ataleta mchezo tarehe saba mwezi wa nane tuko na haki ya kumtuma nyumbani.

Lile jambo ningependa kuambia Wanachama hapa ni kwamba tusilalamike kwamba wale hawafanyi kazi. Sisi tuko na uwezo wote, kesho nitaleta taarifa hapa ya Idara ya Biashara na tukiona iko na makosa huyo waziri aende nyumbani. Hilo ndilo tunafaa kufanya na tusije tukaona kama tumechelewa. Jambo lingine ni kuwa mimi nimemsikia Mheshimiwa Mugweru akilalamika sana kuhusu miradi hiyo na pesa hizo lakini ningetaka akumbuke wakati tulikuwa na bajeti hapa alikuwa msitari wa mbele kuipigia debe na kusema serikali hii inafanya kazi kwa hivyo tuipitishe hiyo bajeti. Mambo mengine tuwe tunayasema tunasema leo na kesho turudie vivyo hivyo…

Hon. Daniel Mugweru: Mr. Speaker, I need clarity from the Hon. Member on the relationship between budget and ECD construction, the supplementary budget that we recently had and the emergency that we needed, that is, the relationship between that emergency that we are fighting for and construction of ECDE.

Hon. Stephen Ndiritu: Mheshimiwa Spika, mradi unafanywa kupitia bajeti. Bajeti pia inafanywa kupitia bajeti za ziada kwa hivyo mimi nitamfahamisha ya kwamba darasa hilo kama litajengwa lazima kuwe na bajeti itakayopita hapa. Sioni makosa yoyote ya kusema kuna tofauti kati ya darasa na bajeti kwa maana huwezi kujenga darasa…

Hon. Daniel Mugweru: Mr. Speaker, I think the Hon. Member is really out of order because there is nowhere we got money from development, that is construction of ECDE classrooms and transferred that money to the emergency fund. There is no relationship, he is talking about things that are in heaven and earth and mixing them together.

Hon. Stephen Ndiritu: Mheshimiwa Spika, unajua katika Bunge hili tunachanganya yale yako duniani na binguni mradi tu tupate njia. Leo tukipata njia…

Speaker: I wanted to explain whether you will respond to what the Hon. Member is requesting.

Hon. Stephen Ndiritu: Ndiyo hiyo Mheshimiwa Spika. Unajua siwezi kumwangalia hivi kwa maana ataogopa atoke ndiyo maana naegemea kwa kiti chako nikisema ya kwamba yale yote ambayo tunayasema hapa, yawe ni darasa, dharura ama bajeti, yote ni ya hapa. Kama leo tunaongea kuhusu mradi na kesho tuongelee mengine yote ni ya hapa na ndipo ninasema…

Speaker: I think where the Hon. Member for Umande is coming from is that he supported the supplementary budget for emergencies but that did not take money from the classroom that has not been built. In fact, the classroom that we have been talking about is for 2018/2019 if I got the Hon. Member for Ol Moran right. It is a pending bill so the supplementary did not remove money from pending bills to emergency and that is the point he is putting across.

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Hon. Stephen Ndiritu: Mheshimiwa Spika, ndiyo maana ninasema wakati tulitafuta pesa hizi za bajeti ya ziada, zilitoka wapi? Hilo ndilo jambo ambalo tunapaswa kusema kwa sababu sisi tuliketi hapa tukasema usitoe hii na ile na uweke ile kwa hivyo sasa hivi hata ukienda kwa hizo idara kunazo miradi mingi. Kwangu mimi mwenyewe nilipitisha pesa za soko na zile zingine kisha pale chini tukasema hizi nyingi tuzipeleke kwa dharura. Kutoka hapo ndipo ninasema ya kwamba hapo ndipo tulileta maneno. 2017/2018 ndipo hayo maneno ya bili zinazosubiri kulipwa yapo. Huenda kama hii dharura haingekuwa tungeweza kuzilipa hizo bili.

Speaker: If I get you right Hon. Ndiritu, what you are saying is that he will not be able to implement a number of projects this year is simply because we have removed money from the projects and put it in emergency. Not for the Marura Dam and ECDE but for the projects for this year. We have removed money from ECDE classrooms and other developments and we have put that money into emergency. Now I get you right.

Hon. Stephen Ndiritu: Ni hivyo Mheshimiwa Spika na Asante kwa kunisoma akili na kusema vile nilikuwa nikimaanisha…

Hon. Daniel Mugweru: Mr. Speaker, before he continues telling us I think he should first of all withdraw because he has already confirmed that in this House he himself mixes things in heaven and those on earth. He is a mixed up person and he has confirmed with his mouth thus he should withdraw what he said first and clearly say that I was a mixed up person at that time and from now he is straight.

Hon. Stephen Ndiritu: Mheshimiwa Spika, mimi nimetoa mfano na kama ni kuchanganya hata yeye mwenyewe yuko na tai nyekundu na koti ya rangi ya kijani kibichi, kwa hivyo kama ni kuchanganya hata yeye hapa amechanganya. Vile ninataka kusema ni kwamba siyo kuchanganya ya mambo mengine, hapa tunaongea kuhusu yale mambo ambayo tunang'ang'ana nayo kwa Wadi. Ndipo nikasema yale yanayoongelewa hapa na Mheshimiwa Karuiru ya mwaka wa 2018/2019 sasa hivi hata Mheshimiwa Mugweru akicheza kamari kwa hii ya 2019/2020 atayaleta 2022. Ninataka kusema vizuri ya kwamba hakuna pesa kwa maana watu hao wanasema hawana pesa kumaanisha hata sisi wenyewe wakati tuliweka pesa zile tuliziweka zote bila kujali kazi itafanywa na nini. Hiyo ndiyo maana ninasema mahali tuliangukia ni hapo.

Hiyo ya 2018/2019 ninamhurumia Mheshimiwa Karuiru na ndipo nikasema Idara ya Elimu ifuatilie ijue kwa nini mradi huo haukufanyika. Kama kweli haikufanyika Waziri mhusika, afisa mtendaji na afisa wa mauzo tuwachukulie hatua bila kusita. Kama kuna mtu hafanyi kazi yake aende nyumbani na huu siyo wakati, na nitamnukuu Mheshimkiwa Mutahi, wa kucheza densi na ile serikali. Sisi tusimame kidete na kama kuna mtu hafanyi kazi tumng'oe. Hilo ndilo litafanya tuonekane kama tunafanya kazi kwa maana ninawaona wale mawaziri wote tulio nao zile taarifa zinaletwa hapa zinashangaza. Yale mambo unaambiwa na hawa mawaziri ni kama wanafikiria sisi tumemaliza kazi.

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Tunafaa kumng'atua mmoja kesho ama kesho kutwa ndipo sisi wenyewe tuonekane tunafanya kazi. Tuwache kucheza densi na kama waziri wa Idara ya Elimu yuko na shida ninamwambia Mwenyekiti alete mapendekezo ya kwamba ameshindwa na kazi na kujibu maswali yanayofaa kujibiwa Bungeni kwa kuwa hili Bunge silo la mchezo. Ukileta hilo siku itakayofuata tunamtuma nyumbani. Asante sana Mheshimiwa, tuwe na roho moja, tushikane na tuhakikishe ya kwamba wananchi wamepata haki yao. Tunamhakikishia Mheshimiwa Karuiru ya kwamba hilo darasa litajengwa lakini siyo mimi, tutahakikisha idara itajenga, asante.

Hon. Joseph Suge: Asante Sana, Mheshimiwa Spika. Nimeketi nikisikiza majadiliano kuhusu hii Idara ya Elimu na nikawa nimeguzwa. Nataka nimshukuru Mheshimiwa Karuiru kwa sababu ukiona Mheshimiwa akisimama katika Bunge lako tukufu na kulalamikia jambo fulani, ni kumaanisha ya kwamba ametumia mbinu nyingi na njia nyingi kuona ya kwamba ule mradi umetekelezwa lakini haujafua dafu.

Kulingana na ulalamishi ambao umekuwa katika hili Bunge, imekuwa ni dhihirisho kwamba wizara ya elimu imelala na haisaidii Wanjiku. Kusema ukweli tunajua ya kwamba wakati bajeti huwa karibu kutengenezwa, panakuwa na nafasi ya wananchi kupatiana mapendekezo yao. *(Public participation).*

Kama ECDE ya Warero haijajengwa kwa sababu ya mchanga, wale wananchi wa Warero wangekuwa wamepewa nafasi ya kupendekeza sehemu nyingine na hiyo ECDE ingekuwa imejengwa. Ni kumaanisha ya kwamba kuna wale ambao wamezembea kwa hiyo kazi. Nikirudi kwa ECDE ya Wadi ya Olmoran, darasa ambalo lilipewa pesa…

Hon. Mutahi Muritu: Mheshimiwa Spika, ningetaka kumfahamisha Mjumbe kutoka Rumuruti Mheshimiwa Suge kwamba darasa analolijadili la Warero tayari lilijengwa katika awamu ya serikali iliyopita na sasa hivi matatizo yanaendelea kujitokeza. Tuko hapa kulinda ukweli na mwongozo wa sheria. Baada ya kujengwa ndiposa umepata hii barua Bwana Spika. Kwa hivyo Mheshimiwa Suge aelewe ya kwamba tayari darasa limejengwa na baada ya hii barua kutoka, hii Kaunti ikaenda kutengeneza choo na hapo wakapigwa barua na NEMA na wakaambiwa ya kwamba hiyo haistahili. Asante.

Hon. Joseph Suge: Asante, Mwenyekiti. Nilikuwa nimetoka mahali hapo nikaelekea pale Olmoran. Darasa la Olmoran ambalo lilipewa pesa na hadi sasa hivi pesa haijulikani na yule mkandarasi aliyepewa kazi hapatikani. Nafikiri ni aibu na ni kilio kwa wale wananchi wa pale ambao watoto wao wanaumia kwa sababu ya hilo darasa.

Mheshimiwa Spika, tukiongea sasa hivi tuko na shida ya pesa za kufadhili masomo *(bursaries)* za mwaka uliopita na zingine nyingi zilirudishwa kwa sababu ya marekebisho na mpaka sasa hazijawahi tengenezwa na wale wanafunzi hawajasaidika. Hilo ni jambo la kuonyesha ya kwamba hiyo idara imelala. Jambo lingine ni kwamba kamati ambayo imefanya kazi haijalipwa pesa zao.

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Mheshimiwa Stephen amesema ya kwamba yule mtu ambaye amezembea anafaa kung'atuliwa aende nyumbani. Sisi kazi yetu ni ya uangalizi na yule kingozi wa Kaunti ambaye ni Gavana sijui kama anaelewa jambo hili. Nafikiri imefika kiwango ambapo sisi wenyewe tunafaa kuwa na kikao nje ya Bunge na kujadiliana na kuwa na mweleko mwafaka kuhusu vile hii Idara ya Elimu inafaa kuendelezwa kwa sababu itakuwa ni shida na pia wimbo.

Mheshimiwa Mugweru amesema ya kwamba kufikia wiki ijayo malalamishi na taarifa zitajaa katika hili Bunge. Ni vizuri waweze kurekebisha kabla ya kufikia pale kwa sababu imekuwa ni jambo nzito na kila mmoja anaelewa zile vurugu ambao ziko katika hiyo kamati. Siyo siri kwa sababu ni mambo ambayo imesumbua na kuzuia mwelekeo na maendeleo katika hii Kaunti. Asante sana.

Hon. Jacob Endom: Asante Sana, Bwana Spika. Nafikiri malalamiko ya elimu ni nyingi sana kwa sababu sisi kama kamati tuliweza kwenda mashinani na tulipokuta mchanga umechimbwa katika hayo maeneo, tukaamini ya kwamba kazi inaendelea. Kama Mheshimiwa amefika huko na akapata ya kwamba haijaendelea, basi ni haki yake kulalamika kwa sababu yeye ndiye ako na uchungu ya watu wake na kwa sababu pia yeye ndiye anaelewa eneo lake. Kamati huenda siku moja kuangalia hiyo kazi na kuondoka na tukaletewa ripoti ya kusema ya kwamba mradi unaendelea.

Mimi tu ningesema ya kwamba tupatiwe nafasi turudi huko na kama itakuwa hivyo basi tutaleta ripoti katika hili Bunge kwa sababu hata mkileta mjadala hapa ya kuangusha watu, wengine wanakimbia huko na kusema tuwache hayo na inakuwa ngumu. Jana Waheshimiwa waliojaribu kuangusha Gavana kutoka Kirinyaga walilala Bunge kwa sababu walikuwa wanajua ni nini kinaendelea.

Bwana Spika, kama Waheshimiwa watakaa pamoja basi hii kazi itakuwa rahisi sana. Waziri wa hapa kwetu hawaheshimu Waheshimiwa. Wakati wa kwanza nikiwa katika hili Bunge nilikuwa naona waziri akiitwa na kuja akitetemeka akijua kwamba kuna moto lakini hivi sasa ukimuita anakwambia kwamba yuko na kazi. Hiyo ni kumaanisha ya kwamba sisi hatufanyi kazi ya uangalizi inavyofaa.

Kwa hivyo sisi kama viongozi tukikubaliana kufanya kazi ya uangalizi inavyofaa, hapa hakuna mtu ambaye atakayeponyoka na watakuwa wanafanya kazi inavyostahili. Mheshimiwa Spika, unajua ya kwamba hao watu siyo kama sisi tuliyochaguliwa. Wanajua ya kwamba baada ya miaka tano tutaenda lakini baada ya hiyo miaka tano sisi tunataka kurudi kujitetea kwa wananchi na lazima tufanye kazi inayostahili kwa wananchi.

Ningeomba Mheshimiwa wa Olmoran atulie ili tuone kwamba tutapata nafasi hata kama ni hii wiki tuende huko kwa sababu ni uchungu sana kwa hao watoto wa chekechea kukaa chini ya mti kama huko wadi yangu. Katika wadi yangu kulikuwa na shida na nikatafuta mkandarasi ambaye alikuwa ametoka hapa Nanyuki na kuenda hadi kwake nikamwambia ya kwamba kama

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hafanyi kazi hata mashine zake za kufanya kazi zitaibiwa huko. Alikuja na kukaa huko na hii wiki ameweza kumaliza.

Kwa hivyo hatukatai ya kwamba shida ni nyingi lakini tutakaa chini ili tuone vile itakuwa Olmoran kwa sababu tumepakana na Mheshimiwa katika hiyo eneo ya Marula. Yangu ni hayo kwa sababu hiyo shida imekuwa katika Wizara ya Elimu sana. Ukiita Waziri wa Elimu anakupatia masaa na kukwambia ya kwamba haji ama atakuja siku inayofuata na hiyo ni kumaanisha ya kwamba ako na dharau sana. Asante.

Speaker: I wish to direct on the statement concerning Marura ECDE that the committee responds in two weeks and importantly now that the Hon. Member has confirmed that there are no on-going works. It is good for the committee to spare sometime, get to the site and confirm. If there is anyone who comes from that side he/she can also confirm on behalf of the committee but let the committee has its own way of confirming what the Hon. Member is saying because it is good. You can also invite the CECM on that basis where she has said that the classroom project is ongoing and it is not and then you will be able to interrogate the officers concerned and give a response in this House in two weeks.

On Sipili Vocational Training, the Sipili MCA said that you responded on one part concerning the materials which were distributed to the institution but you did not speak on installation of motor vehicle equipment and furniture. I do not know what you have to say on that.

Hon. Mutahi Muritu: Mheshimiwa Spika, kama nilivyosema kuhusiana na Marura, ningeteka nimhakikishie Mheshimiwa ya kwamba baada ya hizo wiki mbili tutakuwa tumetembelea Olmoran katika hizo vituo ili hadi tupate ushahidi wa kushughulikia watu wengine ambao wanatuona kwamba hatujui wajibu wetu. Hii ni mzuri sana hata majibu inayotolewa wakati mwingine.

Kama binadamu huwa nasema ni vizuri na iko sawa kwa sababu hii tutaichukulia kama ushahidi, tutaenda Sipili na kama hizo vitu ziko na zimepeanwa ama hatutapata hizo vitu kama zimewasilishwa, basi baada ya hizo wiki mbili ninahakikishia Mjumbe wa Olmoran ya kwamba tutawasilisha ripoti. Mimi nitamuomba tuandamane naye pamoja twende tujionee na tutaleta ripoti. Asante.

Speaker: That is okay Hon. Chair. I will give you the two weeks for you to go and do a confirmation tour. Make sure that as you requested you will also inform the Hon. Member from Ol Moran in advance as well as the representatives from the Executive so that you do not have to go back and forth when you come. It is important for them to understand that we only have two weeks to respond in this Assembly. Therefore you will bring a comprehensive response to this House.

Hon. George Meshami: Asante Sana, Mheshimiwa Spika. Nasimama nikiambia Wajumbe wenzangu asante sana kwa kupitisha ripoti ya AMAYA pamoja na MOU. Nikisimama

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kuongelea maswala ambayo ilikuwa imeulizwa na Mheshimiwa Chris kuhusu AMAYA na hiyo MOU, tumeketi naye na tukaongea na ameweza kuridhika.

Speaker: I think that it will be upon Hon. Chris to agree whether it has addressed his concerns or not.

Hon. Chris Mark: Thank you, Mr. Speaker. Indeed I sat with the Chair and his committee after they responded in the report and they addressed most of the issues and now I am fully satisfied. They even gave me an extra transcript which I can see here explaining which framework they were working on, the partnership they are joined, the process of ratification, status and the position of members of this partnership. So I am fully satisfied.

MOTION

ANNUAL REPORT OF THE LAIKIPIA COUNTY PUBLIC SERVICE BOARD 2018/19

Hon. George Karuiru: Mr. Speaker, I have a motion in front of me but due to the COVID-19 measures, I think we have overstayed in this House and therefore I wish that we defer this motion. Thank you.

Speaker: Why do you wish to defer the motion Hon. Karuiru?

Hon. George Karuiru: Mr. Speaker you are the one of who advised us that we should not be taking so long and actually we have stayed for so long. Therefore, I would wish the Hon. Members to relax because even tomorrow we are here in this Assembly.

Speaker: Any feelings of the Members?

Hon. Chris Mark: Thank you, Mr. Speaker. I rise in support of my Chairman. This is the report of the Laikipia County Public Service Board. It is an issue that is critical and key on how our public service board runs and therefore we would want it to come when Members are fresh and vibrant like the way he has said. So if you could be kind enough and go by the Chair's request, we can debate it in the morning. Thank you.

Hon. Stephen Ndiritu: Asante, Bwana Spika. Nasimama kuungana na Mheshimiwa Karuiru kwa kuahirisha huu mjadala na pia ikizingatiwa ya kwamba huu wakati wa kupigana na Korona kama vile Mheshimiwa amesema. Ninaamini ya kwamba kuna mwelekeo ambao umetolewa na wizara ya afya ya kwamba wasikae kwa muda mrefu tusipatwe na Korona na kwa hivyo naungana naye. Asante.

Speaker: Hon. Members, the motion is deferred to Tuesday, 16th June, 2020 at 2.30 p.m.

(Motion deferred)

CONSIDERED RULING

Speaker: Hon. Members, I believe that we have had a vibrant debate concerning those statements. It is important that we continue doing our work diligently. When we do decisions, let

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us search our hearts well so that it does not go on the HANSARD records that we did this when were not influenced by the Spirit of the Lord. I was almost asking what the influence was. Whatever decision we make, they are based on our current level of knowledge, experience and exposure.

Maybe the way I know Hon. Ndiritu then the decision I want to make about him will depend on how I know him to date but I don't know how he will be tomorrow and the day after tomorrow. So even when that tomorrow comes, he could have changed. So we should not regret the decisions which we make or act as if we are not influenced correctly.

ADJOURNMENT

Speaker: This House now stands adjourned until tomorrow Thursday, 11th June, 2020 at 9.00 a.m.

The House rose at 3.45 p.m.

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