

REPUBLIC OF KENYA

NYANDARUA COUNTY ASSEMBLY

2ND ASSEMBLY- 2ND SESSION

OFFICIAL REPORT

Tuesday 20th March, 2018

The Assembly met at the Assembly Chamber at 2.30 pm.

[Deputy Speaker (Hon. Zachary Njeru) in the Chair]

Prayer

QUORUM CALL AT THE COMMENCEMENT OF THE SITTING

(The clerk-at-the-table confirms that there is no quorum)

Speaker: Hon. Members, quorum having not been achieved, I now direct that quorum bell to be rung for the initial ten minutes or until such a time within the ten minutes that quorum will have been achieved.

*(Quorum bell is rung for five minutes and quorum is achieved
as confirmed by the clerk-at-the-table)*

Very well, quorum having been recognized, we can go direct to the business of the day.
First order.

PAPERS LAID

1. NYANDARUA COUNTY ALCOHOLIC DRINKS CONTROL BOARD FOR THE PERIOD FROM JUNE 2015 TO JUNE 2017

Yes, Hon. Simon Sambigi Mukuriah, Chairperson of the Committee on Education, Gender Affairs, Culture and Social Services.

Hon. Sambigi Mukuriah: Thank you Mr Speaker. I beg to table the report of the Committee on Education, Gender Affairs, Culture and Social Services on consideration of the report on the Nyandarua County Alcoholic Drinks Control Board for the period between June 2015 and June 2017. I table.

Speaker: Thank you. The report is duly tabled and is now the property of the House. The House Business Committee will give directions on how the same will be processed.

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Yes, Hon. Simon Sambigi Mukuriah, Chairperson, Committee on Education, Gender Affairs, Culture and Social Services.

2. PRELIMINARY REPORT REVIEW ON NYANDARUA COUNTY BURSARY AMENDMENT ACT, 2015

Hon. Sambigi Mukuriah: Mr Speaker, I beg to table the preliminary report of the Committee on Education, Gender Affairs, Culture and Social Services on the Review of Nyandarua County Bursary Amendment Act, 2015.

Mr Speaker, while tabling the same, I would like the members to take cognizance of a few facts, which have emerged in the current situation. You will realize that in the current set up, the Governor has been awarded Kshs.5 million for the fund. We are saying that the money should be anchored in the Act otherwise, as it is, it is unconstitutional.

If you go further and look at Nyandarua Gazette Supplement, 2014, Section 2 deals with the term limits and dates. The term dates are not *in tandem* with the school dates or the actual dates when they should be effected. Section 15 talks about the review mechanism. You find that as it is, the CECM appoints the boards and various subcommittees at the sub county level. It is not possible for the CECM to review herself. Given the amount of work that is envisaged in this Act and the amount of money that is allocated to the Board, there is mismatch. They have been allocated 5 percent which is in conflict with the PFMA regulations which requires it to be 3 percent. Therefore, this should be regularized to 3 percent. You also realize that under the same, it is going to inhibit the ability of the committee to perform all the duties that it has been allocated.

Mr Speaker, bursary is meant to help needy students. Their academic performance should be monitored and an annual report should be prepared on the academic status and advancement of these students. This committee does not have the capacity to do that. The committee is not only limited by the number of meetings that they hold but also by the amount allocated to them which as aforementioned, is 3 percent.

Mr Speaker, if you look at the First Schedule, it has three categories of schools; boarding schools, county schools and the extra county schools. But then, the questions is why the day schools have been left out yet they should be taken care of by this categorization. I would therefore urge this House to look deeper into this Act. This is because we must bear in mind that the provisions of this Act and objectives thereof are aimed at providing education to needy students in public institutions and cushion the vulnerable ones against the effects of high cost of education. Yet, you find out that when we issued bursaries just the other day, day schools category was not catered for but it should be catered for if you look at the Act from that angle.

Mr Speaker, the last comment I would like to make on this is that the Act has incorporated the word 'bill' severally which is not right. Therefore, the word 'bill' should be expunged from this Act because it is already an Act in itself. With those remarks, I beg to table the preliminary report.

Speaker: Thank you Chairperson, Committee on Education, Gender Affairs, Culture and Social Services. The report is duly tabled. As it has been a tradition of this House, I will now allow Hon Members at least three minutes to make comments on the report.

Yes, Hon. Edinald Wambugu King'ori, Member for North Kinangop.

Hon. Wambugu King'ori: Thank you Mr Speaker. I rise in support of what the Chairperson of the Committee on Education has said. He has articulated that Bursary Funds Committees are actually behind time. We should have had those committees like yesterday. This

is because the ones who are currently in office, have expired terms. It is only that we sat down with the Executive and resolved the matter. Therefore, this amendment is supposed to be brought on the floor of the House and be discussed and approved with or without amendments. My concern is that the Committee on Education should work expeditiously and observe the timeframe and schedule of meetings as I had stated. Thank you.

Speaker: Yes Member for Geta Hon. Githinji Mwaniki

Hon. Githinji Mwaniki: Thank you Mr Speaker. I rise to support this preliminary report by the Chairperson of the Committee on Education, Gender Affairs, Labour and Social Services. I believe that the committee has raised pertinent issues and it is important that they also look into the issue of the day scholars. The bursaries that were launched the other day did not benefit majority of our students. The law clearly indicates that day scholars should be given Kshs.3000 as bursaries. However, this was skipped during the implementation and if there is any amendment, it should be done on the floor of this House so that our people can legally benefit. I don't know whether it was an error of omission or commission but it should be noted and rectified. Let all people benefit from county resources.

Speaker: Yes, County Member from Karau, Hon. Joseph Kariuki.

Hon. Joseph Kariuki: Thank you Mr Speaker. I rise to support the statement that *Mheshimiwa* for Geta has highlighted. It is of concern when our day school students never received bursary which was launched by the County Government. It is also good for the CECM in charge of implementation of the Bursary Act to ensure that this is effected since this was discussed in this House. There was a justification from the department why the day scholars were not catered for in bursary. They argued that National Government had already taken care of them. Since I have been interacting with some of the students and parents, many of them said that they pay their own teachers. The Teachers Service Commission (TSC) has not employed adequate teachers in those day schools and therefore, it is upon the parents dig deeper into their pockets to pay for teachers as well as food.

I support the Hon. Member that the fund should also benefit the day scholars.

Thank you Mr Speaker.

Speaker: Very well, have heard the concerns of the Members and I think that as we approach the main debate, the same will be looked upon. Again, I think that the Chairperson of Committee on Education has noted the areas of concern. The same will be forwarded to the House Business Committee for processing.

Next order.

NOTICES OF MOTIONS

1. ADOPTION OF THE REPORT ON NYANDARUA COUNTY ALCOHOLIC DRINK CONTROL BOARD FOR THE PERIOD FROM JUNE 2015 TO JUNE 2017

Yes, Chairperson, Committee on Education, Gender Affairs, Culture and Social Services, Hon. Simon Sambigi Mukuriah.

Hon. Sambigi Mukuriah: Thank you Mr Speaker. I beg to give notice of the following motion:

That this House does adopt the report of the Committee on Education, Gender Affairs, Culture and Social Services on consideration of the report on of the Nyandarua County Alcoholic Drink Control Board for the period from June 2015 to June 2017.

Speaker: Thank you Chair, the notice is duly given and the same will be forwarded to the House Business Committee for further processing.

Next order.

2. VOTE OF COMMENDATION BE RECORDED AND CONVEYED TO H. E. THE PRESIDENT,
HON. UHURU KENYATTA AND THE RT. HON. RAILA ODINGA

Yes Hon. John Kieru Wambui, Member for Gatimu Ward.

Hon. Kieru Wambui: Mr. Speaker Sir, I beg to give notice of the following motion:

THAT aware the preamble of our Constitution states that we are proud of our cultural, ethnic and religious diversity and that we are determined to live in peace and unity as one indivisible sovereign nation,

Acknowledging that H.E The President Hon. Uhuru Kenyatta and the leader of NASA coalition the Right Hon. Raila Odinga held a meeting on Friday 9th March 2018 to lay a fresh foundation for the Country through ‘Building Bridges to a new Kenyan Nation’ which marked a historic and critical milestone in this Country.

Cognizant of the fact that devolution and shared prosperity were key among the agendas agreed by the two distinguished leaders which are of paramount to this House and the people of this County.

Appreciating that since the 2017 general elections there has been a lot of political tension which has affected the economic and social activities in the Country and the prosperity of this nation.

Committing to ensure that Kenya remains an oasis of peace prosperity and that H.E the President achieves his big four agenda namely, food security, affordable healthcare, affordable housing and manufacturing.

Recognizing that the noble efforts of the two eminent leaders need to be lauded and supported by all Kenyans, the two levels of Government and private institutions for the benefit of this nation.

Now therefore this House does resolve;

- a) THAT a vote of commendation be recorded and conveyed to H. E The President, Hon. Uhuru Kenyatta and The Right Hon. Raila Odinga for providing leadership in the patriotic task of promoting national unity, peace and harmony in the Country and initiating the move towards ‘Building Bridges to a new Kenyan Nation’;
- b) THAT this House commits itself to support, promote and advance, within its mandate, the aims and objectives of the initiative of ‘Building Bridges to a new Kenyan Nation’; and
- c) THAT this House commits to support H.E. President Uhuru Kenyatta to achieve his big four agenda for the nation namely, Food Security, Affordable Healthcare, Affordable Housing and Manufacturing.

Thank you Mr. Speaker, Sir.

Speaker: Thank you Member for Gatimu. The notice is duly given and for the sake of cohesion and prosperity of this nation, the motion is very timely and the same will be processed by the House Business Committee.

Next order.

ADJOURNMENT

Very well, the business of the day having been exhausted, this House stands adjourned to tomorrow Wednesday, 21st day of March 2018 at 9.00 a.m.

(The House rose at 2.55 p.m.)