

REPUBLIC OF KENYA

NYANDARUA COUNTY ASSEMBLY

1ST ASSEMBLY- 5TH SESSION

OFFICIAL REPORT

Wednesday 15th February, 2017

The Assembly met at the Assembly Chamber (P.C.E.A Hall) at 2:30 p.m.

[The Deputy Speaker (Hon. Edinald Wambugu King'ori) in the Chair]

PRAYER

QUORUM CALL AT THE COMMENCEMENT OF THE SITTING

(There is no quorum as confirmed by the Clerk-at-the-Table)

Speaker: There being no quorum, I direct that the division bell be rung for ten minutes or until such time within the ten minutes that quorum will have been achieved.

(The bell rings for 3 minutes and quorum is achieved as confirmed by the Clerk-at-the-Table)

Quorum having been achieved the bell can be disengaged and we proceed with the business of the session.

First order.

COMMUNICATION FROM THE CHAIR

VISITING SCHOOL

Hon. Members, I wish to recognize the presence of the form four history class students from Nyakiambi Girls' Secondary School and their teacher in the public gallery, who are visiting the County Assembly today. Welcoming visitors to the Assembly is a well-entrenched tradition and we shall endeavour to continue with the same in this Assembly. Hon. Members, the visitors we have today have come not only to see the proceedings of the Assembly but to also learn to the law making process, parliamentary practices and procedures and the structures of the county government. We hope that this visit will have an impact on the visitors. On behalf of the County Assembly, I extend a warm welcome to the Nyakiambi Girls' Secondary School form four history class and their teacher and the deputy principal, Madam Lucy Ngugi and I wish them all the best as they prepare for their Kenya Certificate of Secondary Education. I recognize the presence of the Deputy Principal of Nyakiambi Girls' Secondary School, the school captain and another student Margaret Njoroge.

(Hon. David Ndirangu rises on a point of order)

What is it Hon. Ndirangu and the member for Mirangine Ward?

Hon. David Ndirangu (Mirangine): Thank you Mr Speaker, I appreciate that you have acknowledged one of the schools in Mirangine ward. I am happy with the leadership of this Assembly for accepting their request and inviting the school here. I however have a problem because I was not informed that they were coming. You know they cannot come and then I leave them unattended. We have said this time and again that if a school is coming, the member representing the ward it is located should be informed so that he or she can be prepared. This could be the failure of the Office of the Clerk and should not happen in future. I appreciate the fact that it is not once or twice they have accepted a request to visit from schools in my ward and have given students a chance to learn. I also appreciate the leadership of the school for finding time to come to this Assembly and learn. You can see how smart the students are. That is the reflection of Mirangine people. We are ever smart. Thank you Mr Speaker.

Speaker: Next Order.

MOTION

1. PROCEDURAL MOTION

Yes, Deputy Leader of Majority and the member for Kipipiri Hon. Michael Njoroge Kirumba.

Hon. Michael Kirumba: Thank you Mr Speaker, I rise as a member of the House Business Committee and on behalf of the vice chairperson of the committee, I beg to move the following motion:

That with the leave of the house that the report of the House Business Committee on the review of the Standing Orders be approved pursuant to article 231 (5) of Nyandarua County Assembly Standing Orders the same be exempted from article 46 (5) (b) of the Standing Orders which requires that a notice of motion be given at least one day before a motion appears on the Order Paper.

Mr Speaker, I move the motion and I urge the members to appreciate that this is another housekeeping motion. The law requires that before the Assembly adjourns sine die they will review the Standing Orders six months before. What we have done is for the coming Assembly. We have had the taskforce that was formed. It was made up of legal experts and members of the House Business Committee. They have put effort to have this report in place.

It is fair to appreciate that the calendar is so squeezed and at this time we dispense this business so that we shall be compliant with the law. This is the background of the Procedural Motion so that those that will come after us will see that we have set pace for them so that we shall not be accused of not following the law. It is meant to ensure that everything flows. When it is approved we shall have the substantive motion. I call upon the Leader of Majority to second the motion.

Speaker: Yes Hon. Kariuki Muchiri and the Leader of Majority Party in the House.

Hon. Kariuki Muchiri: Thank you Mr Speaker, Sir, I rise to second this motion. We are asking that this motion be exempted from one day notice before appearing in the order paper. We need to dispense with the business in the substantive motion because of the time

factor. I urge the members to support this motion so that we can be able to deliberate on the issues in the substantive motion. I second the motion.

(Question proposed)
(Question put and agreed to)

Speaker: Next order

2. REPORT ON THE REVIEW OF THE STANDING ORDERS

Deputy Majority Leader and the member for Kipipiri Hon. Michael Kirumba

Hon. Michael Kirumba: Thank you Mr Speaker, I thank the members for supporting the procedural motion. I beg to move the following motion

That the report of the House Business Committee on the Review of the Standing Orders be approved pursuant to article 231 (5) of Nyandarua County Assembly Standing Orders.

Mr Speaker, this is a report of the House Business Committee on the review of the Standing Orders of Nyandarua County Assembly for the first Assembly fifth session. The report is very brief and the overview is touching on Standing Order No. 232. I said earlier on that there was a task force that was set to go and review the Standing Orders, prepare a report and highlight proposed amendments and justifications thereof.

In reviewing the Standing Orders, the task force relied heavily on the provisions of the Constitution and the County Government Act. The Public Finance Management Act, 2012 was also used alongside our Standing Orders. We compared the Standing Orders of the Senate and made use of the lessons we have learnt during the four years. All the typographical errors in the previous Standing Orders were addressed and rectified. The exercise culminated to a report that was presented to the House Business Committee by the task force. The House Business Committee and the task force met at Kenya School of Government from the 10th February 2017 to 13th February 2017. Around that time Mr Speaker, members deliberated in depth on all the proposed amendments.

During the committee meetings Mr Speaker, all the modifications were made to the proposed amendments. The committee also compiled the final report on the proposed amendments. Among the members of the taskforce on amending of the Standing Orders are Mr. Stephen Muriithi, Mr. Kennedy Mwaniki and Mr. David Gitau. They have wide experience especially on legal matters. It is envisaged that the proposed amendments once adopted will make the Standing Orders more effective in guiding debate and conduct of members both in the House and the Assembly Committee for the next Assembly.

Proposed Amendments on Nyandarua County Assembly Standing Orders Standing Order 2

Definition of a special motion to read;
“Special Motion” means any Motion that considers;

- a) borrowing of funds,
- b) appointment of State Officers,
- c) removal of State Officers,
- d) budget estimates,

New Standing Order: The Mace of the Assembly

Introduction of a Standing Order on the Mace of the Assembly defining its authority, safe custody and sanctions against any member who attempts to remove it during Speaker's Procession or the Session of a House. The standing order to read;

The Mace of the Assembly shall be present at all times when the Assembly is sitting and shall embody the Authority of the Speaker and the Assembly.

The Mace of the Assembly shall-

- (a) Form part of the Speaker's procession whenever the Speaker is entering or leaving the Chamber;
- (b) Be positioned at a place designated for that purpose at all times whenever the Assembly is sitting, including the time when the Assembly is in Committee; and,
- (c) Be kept in safe custody by the Sergeant-at-Arms whenever the Assembly is not sitting.

An attempt by any Member to remove the Mace of the Assembly from its place in the Chamber or to dispossess the Mace from the Sergeant-at-Arms during Speaker's Procession or at any other time, shall be dealt with in accordance with Standing Order 104 (Grave/disorderly conduct).

Standing Order 8 (1)

Include the phrase 'and delivered personally' between the words 'notice' and 'to'. Insert the phrase 'two hours' between the words 'Name' and 'Before'.

Standing Order 9

The standing order to read; A candidate may, by written notice and personally delivered to the Clerk, withdraw his or her name two hours before a ballot is started, and in the event of such withdrawal, the Clerk shall cross-out the name of that candidate off any ballot papers issued for that or any subsequent ballot. The justification is to cure any mischief of such written notice.

Standing Order 14

Include a clause on the Election of the Deputy Speaker.

The standing order to read, 'as soon as practicable, after the election of a Speaker following a general election, a deputy speaker shall be elected'.

Standing Order 23 (1)

Amend to insert the word 'the' to read; Whenever the Governor addresses the Assembly, the Speaker of the Assembly shall take the seat on the right of the Governor and the Senator(s) of the County shall take the seat on the left of the Governor.

Standing Order 23 (2)

Inclusion of the phrase 'a written address' and delete the words 'an address' to read; When delivering a written address to the Assembly, the Governor shall be heard in silence and the address shall not be followed by any comment or question.

The standing orders are clear on what to do after either the governor or senator addresses the House. If either of the two does not leave a written speech, we will be left glorying in the dark. From the second assembly, the governor or the senator should be leaving a written address behind whenever they address the House.

Standing Order 23 (3)

Amend to read; that the Governor's written address shall be laid before the House first and then proceeds to give the address.'

Standing Order 24 (2)

Delete the words 'paragraph 1, 3 and 4 of Standing Order' to read; Standing Order 22 (Governor entering or leaving the Chamber) and Standing Order 23 (Governor's address to the Assembly) shall, with necessary modifications, apply to the Senator, visiting Governor and such other dignitaries

Standing Order 25

Delete the Standing Order. The justification is that the standing order is repetitive as it is provided for under standing orders 14 and 17.

Standing Order 38 (1)

To replace the word 'tune' with 'time'. The justification is that the word tune is inappropriate.

Standing Order 40 (1)

Delete the words 'County' to read; each day after Prayers have been said and the Assembly has been called to order, the Business of the Assembly shall be proceeded with in the following sequence-

Standing Order 40 (2)

Delete the word 'County' to read; Business shall be disposed of in the sequence in which it appears in the Order Paper or in such other sequence as the Speaker may, for the convenience of the Assembly, direct.

Standing Order 43 (3)

Replace the word 'permission' with 'leave' to read; No member making a statement under this standing order shall speak for more than three minutes, unless with the leave of the Speaker. The justification being proper application of parliamentary language.

Standing Order 44 (2) (d)

Delete of standing order 44 (2) (d) since it is repetitive and restrictive.

New Standing Order: Personal Statements

Introduce a new standing order after standing order (44) – Statement hour. The new standing order to read; with the indulgence of the Assembly, a Member may explain matters of a personal nature although there is no question before the Assembly, but such matter may not be debated. This will give proper flow of similar issues.

Standing Order 45 (4)

Change the period of tabling the report on appointment of officers from fourteen to twenty one days to read, ‘The Committee shall conduct a hearing on the proposed appointment and shall, unless otherwise provided in law, table its report in the Assembly within twenty one days of the date on which the notification was received under paragraph (1)’. This shall allow committees sufficient time to vet the officers in accordance with the County Law.

Standing Order 47 (New Clause)

Introduce a new clause on special motions, that is, one that seeks a resolution of the Assembly to approve an appointment or re-appointment in accordance with Part XIII of the Standing Orders to read;

(1) For purposes of this Part, a Special Motion is one—

- (a) That seeks a resolution of the Assembly to approve an appointment or re-appointment in accordance with Part XIII (Approval of public appointments);
or
- (b) Moved pursuant to any of the following Articles of the County Government Acts and these Standing Orders—

Standing Order No. 111(1)

We want to replace the word ‘Objectives’ with ‘Objects’ to read;

(1) A legislative proposal for which a Member or a Committee is in charge shall, together with a memorandum setting out its objectives and matters specified in Standing Order 114 (Memorandum of Objects and Reasons) be submitted to the Speaker.’

This is the proper legislative language. We want to address this issue for the purposes of getting things right.

Standing Order No. 111(2) (a)

Mr Speaker, on Standing Order No. 111(2) (a) on Introduction of Bills. We want to replace ‘Article 114 of the Constitution’ with ‘Section 21 of the County Government Act’ to read;

- (a) Whether the legislative proposal is a draft money Bill in terms of Section 21 of the County Governments Act;
The justification for it to be in line with County Governments Act.

Standing Order No. 111(3) (a)

Mr. Speaker, Standing Order No. 111(3) (a) on Introduction of Bills. We want to replace Member of County Executive Committee responsible for Finance and Economic Planning with 'County Executive Committee Member for Finance.' To read;

(a) Where the Speaker is of the opinion that a legislative proposal is a draft money Bill in terms of Section 21 of the County Governments Act, direct that the legislative proposal be referred to the Budget and Appropriation Committee and shall be proceeded with only in accordance with the recommendations of the Budget and Appropriation Committee after taking into account the views of the County Executive Committee Member for Finance and examining the manner in which the legislative proposal affects the current and future budgets;

This is for the standing order to be in line with the County Governments Act.

Standing Order No. 111(5)

Mr Speaker, Standing Order No. 111(5) which is also on Introduction of Bills, we proposed to delete the phrase 'the County Gazette and' to read;

(5) Upon publication of a Bill in the Gazette, the Clerk shall obtain sufficient copies of the Bill and avail a copy to every Member.

The reason is that the County Gazette is yet to be established. So as a committee, we are saying that we need these things in place.

Standing Order No. 117

Mr Speaker, Standing Order No. 117 on Publication, we propose to delete the phrase 'as a Bill to be originated in the Assembly' to read;

'No Bill shall be introduced unless such Bill together with the Memorandum referred to in Standing Order 114 (Memorandum of Objects and Reasons), has been published in the Gazette , and unless, in the case of a County Revenue Fund Bill, an Appropriation Bill or a Supplementary Appropriation Bill, a period of seven days, and in the case of any other Bill a period of fourteen days, beginning in each case from the day of such publication, or such shorter period as the Assembly may resolve with respect to the Bill, has ended.

The reason is that this is not applicable to the county. This why are saying we really need to fix it and delete it at this very early stage.

Standing Order No. 119

Mr. Speaker, Standing Order No. 119 on Reading of Bills, we propose to paraphrase to read;

A Bill is read by the Clerk to the assembled Assembly by reading the title of the Bill.

This is a question of jogging around with words and paraphrasing for it to really to sound more exact.

Standing Order No. 121

Mr Speaker, on Standing Order No. 121 on Committal of Bills to Committees, we propose to adopt the Senate Standing Orders with necessary amendments (replace twenty with sixty) and introduction of 6 (c) to read;

- (1) A Bill having been read a first time shall stand committed to the relevant Sectoral Committee without question put.
- (2) Notwithstanding paragraph (1), the Assembly may resolve to commit a Bill to a Select Committee established for that purpose.
- (3) The Sectoral Committee to which a Bill is committed shall facilitate public participation and shall take into account the views and recommendations of the public when the Committee makes its report to the Assembly.
- (4) The Chairperson of the Sectoral Committee to which a Bill is committed or a Member designated for that purpose by the Committee shall present the Committee's report to the Assembly within sixty calendar days of such committal and upon such presentation, or if the Committee's report is not presented when it becomes due, the Bill shall be ordered to be read a second time on such day as the House Business Committee shall, in consultation with the Member or the Committee in charge of the Bill, appoint.
- (5) If for any reason, at the commencement of the Second Reading the report of the Committee has not been presented, the Committee concerned shall report progress to the Assembly and the failure to present the report shall be noted by the Liaison Committee for necessary action.
- (6) Despite paragraph (1): -

- b) the Speaker may direct that a particular Bill be committed to such Committee as the Speaker may determine, an Appropriation Bill or a Supplementary Appropriation Bill shall be committed to the Budget and Appropriations Committee; and
- c) For the convenience of the Assembly, the Assembly may, by resolution, discharge a Bill from a Select Committee.

Standing Order No. 142 (2)

Mr Speaker, on Standing Order No. 142 (2) on Bills authorizing construction of works, we propose to replace the words Consolidated Fund with County Revenue Fund to read;

‘(2) In every such Bill, there shall be inserted a clause to the effect that, if the works authorized to be constructed are not completed before the expiry of a time to be set out by the Bill for such completion, the sum deposited with the Clerk shall be forfeited to the County Revenue Fund’

The justification of this proposed amendment is correct application for the counties.

Standing Order No. 143

On Standing Order No. 143 on First Reading, we propose to delete County Gazette to read;

When the provisions of this Part have been complied with, the Clerk shall cause the Bill to be printed, distributed to Members and published in the Gazette and at the first sitting

of the Assembly held not less than fourteen days after such publication, the Bill shall be read a First Time.

The reason is that the county gazette is not available.

Standing Order No. 152 (1) (e) and (7)

Mr Speaker, on Standing Order No. 152 (1) (e) and (7) on House Business Committee, we propose to insert the words “not more than seven” to read;

- a) Not more than seven other members, who shall be nominated by Assembly parties and approved by the Assembly at the commencement of every Session, reflecting the relative majorities of the seats held by each of the Assembly parties in the Assembly and taking into consideration the interests of Independents.

Standing order 152 (7)

On Standing order 152 (7), we propose to insert the words ‘in writing’ between the words ‘appoint’ and ‘another’ to read;

(7) If, for any reason, a member of the House Business Committee is unable to attend, the Leader in the Assembly of the party which nominated that Member may appoint in writing another Member in that Member's place for the period for which the Member is unable to attend.

The justification for this proposed amendment is to avoid canvassing and cure any mischief. Chairpersons Panel is sub-committee of the HBC.

Standing Order No. 153

Mr Speaker, on Standing Order No. 153 on Nomination of Members of Select Committees, we propose to paraphrase to read;

A vacancy in a Select Committee shall be filled within 14 days of the vacancy
The reason behind this paraphrasing is to accommodate all legal basis of a vacancy.

Standing order 156 (1)

On Standing Order 156 (1), on Discharge of a member from a Committee, we propose to paraphrase to include communication to be from the Whip and minutes to be made available to read;

- (1) The Whip of the Assembly party that nominated a member to a select committee may give notice, in writing, to the Speaker that the member is to be discharged from the committee.

It might not appear at this point in time to be very important, but the first day when the members take the oath of office, these issues come up. There is usually a lot of lobbying and we need to have this amendment so that we don't go through what we went through. This is where members are lobbying to become chairmen of various committees, the Standing Orders need to be in place to foresee some of the things.

Standing Order No. 162 (1)

Mr Speaker, on Standing Order No. 162 (1) on Notice of meeting, we propose to amend for it to read;

‘A notice of a meeting of a Select Committee shall be given by the Clerk to all Members of the Committee showing the date, time, venue and agenda of the meeting at least twelve hours prior to such a meeting.’

The reasoning behind this proposed amendment is to avoid impromptu meetings i.e. it should be a reasonable notice so that people are not ambushed with issues that at times may create unnecessary discomfort.

Standing Order No. 173

Mr. Speaker, on Standing Order No. 173 on vote of no confidence in the Chairperson or Vice-Chairperson, we propose to rephrase it to read;

(1) A Committee may, by a resolution supported by a majority of its members, resolve that it has no confidence in the Chairperson or Vice-Chairperson and a member designated by the committee for that purpose shall thereupon report the resolution to the House Business Committee which shall direct the Clerk to conduct an election in accordance with Standing Order 159 (Conduct of election).

Introduce (5) borrowed from 174 and Deleting 174 with Amendments to read;

(5) A Committee proposing to pass a motion of no confidence in the Chairperson or Vice-Chairperson as the case maybe, shall accord the Chairperson or Vice-Chairperson, an opportunity to be heard on all accusations for which he or she is proposed to be removed.

The reasoning behind this proposed amendment is that it will give the House Business Committee the mandate to receive the resolution. We have heard this in the National Assembly where we had Hon. Ababu Namwamba being removed from the Public Accounts Committee and we all see what these hullabaloo these things have created and the reason we need to make this amendment.

Mr Speaker, we also want to propose to introduce new Standing Orders immediately after 180 to read;

A Chairperson of a Committee may give a preliminary report on a matter that is under consideration by the Committee that has not been exhaustively concluded by the Committee.

This, Mr. Speaker, will give way for a Committee Chairperson to give a preliminary report.

Standing Order No. 182 (2), (3) (d), (e) and (5)

On Standing Order No. 182 (2), (3) (d), (e) and (5) on Budget and Appropriation Committee, we propose to amend 182 (2) to read;

‘The Committee shall consist of a Chairperson and not more than 10 other Members.’

This is to ensure inclusivity and regional balance so that we have representation from every sub county. This is something I think members would recall even at the national level we have had allegations that certain members of the Budget and Appropriations Committee

have allocated extra monies to their respective constituencies. Clearly, this has not augured well with other members. We also propose to amend 182 (3) (d) (e) to read;

- (d) Examine Bills related to the County budget, including Appropriations Bills; and
- (e) Evaluate budgetary policies and programmes with direct budget outlays.to read;

Further, we also propose to delete 182 (5) the need for Quorum because it's defined elsewhere for all committees.

Standing Order No. 185

On Standing Order No. 185, on Finance and Economic Planning Committee, we propose to delete the Standing Orders because it is a repetition.

Standing Order No. 186 (4)

Mr Speaker, On Standing Order No. 186 (4) on Committee on Implementation, we propose to amend it to read;

- (4) Committee on Implementation constituted by the Assembly immediately following the general election shall serve for a period of three calendar years and that constituted thereafter shall serve for the remainder of the Assembly term.'

This is to ensure that Members are given an opportunity to serve in these committees and ensure they exercise their watchdog role. You will appreciate that, currently, the implementation committee doesn't serve under that provision and that is why we want to propose an amendment so that after three years, we have another group serving in this very critical committee. This is because it looks as to whether the Assembly's resolutions are implemented.

Standing Order No. 191

Mr Speaker, On Standing Order No. 191 on Liaison Committee, we propose an amendment to the phrase that, 'the Liaison Committee shall have a Vice Chairperson who shall be nominated from among members of the Chairpersons Panel' to read;

- (1) There shall be a select committee to be known as the Liaison Committee which shall consist of the Deputy Speaker as Chairperson, First Chairperson of the Chairperson's panel who shall be the Vice-Chairperson, the chairpersons of all committees of the Assembly, Leader of Majority, Leader of Minority Party and Party whips.

This amendment will address the complexity of membership.

Standing Order No. 203 (1)

Further, on Standing Order No. 203 (1) on General Restrictions with regard to certain financial measures, we propose to replace Budget Committee with "Relevant Committee" to read;

- (1) If, in the opinion of the Speaker, a motion makes provision for a matter listed in the definition of "a money Bill", the Assembly may proceed only with the recommendation of the relevant Committee after taking into account, the views of the Member of County Executive Committee responsible for Finance.

Standing Order No. 204 (1)

Further, on Standing Order No. 204 (1), we propose to amend it to read; ‘the County Government Act’ ‘in accordance with PFMA, 2012 i.e.

‘(1) The County Treasury shall submit the County Fiscal Strategy Paper approved by the County Executive Committee in accordance with Section 117 of the Public Finance Management Act , 2012, to the Assembly, by the 28th February of each year.’

Mr Speaker, we want to be specific on the time frame. Here we are saying the 28th of February of each year. The Committee also proposes a New Standing order on Presentation of CBROP. It will read;

- (1) The County Treasury shall submit the County Budget Review and Outlook Paper approved by the County Executive Committee in accordance with section 118 of the Public Finance Management Act, 2012 to the Assembly.
- (2) Upon being laid before the Assembly, the County Budget Review and Outlook Paper shall be committed to the respective Sectoral Committees.
- (3) In considering the County Budget Review and Outlook Paper, each Sectoral Committee shall consult with the respective County Executive Committee Member and submit a report to the Budget and Appropriations Committee within fourteen (14) days.
- (4) The Budget and Appropriations Committee shall within fourteen (14) days consider and consolidate the reports of the Sectoral Committees and submit the same to the Assembly for approval.
- (5) The Assembly shall consider the Report prepared under paragraph (4) within fourteen (14) days. The County Treasury shall take into account the recommendations made by the Assembly while preparing the County Fiscal Strategy Paper.

The justification of introducing this standing orders is ensure that CBROP is passed before recess in December to allow the Treasury sufficient time to consider Assembly recommendations when preparing the CFSP. This was initially not provided for in the Standing Orders. This again, is to take care of the budget cycle.

On Standing Order 204 Mr Speaker, it is on presentation of County Fiscal Strategy Paper. The County Treasury submits in line with the PFMA. Replace to read ‘in accordance with PFMA, 2012 i.e.

‘(1) The County Treasury shall submit the County Fiscal Strategy Paper approved by the County Executive Committee in accordance with Section 117 of the Public Finance Management Act , 2012, to the Assembly, by the 28th February of each year.’

We want to be specific in the time lines that is why we are talking of 28th February.

There is an introduction of a new Standing Order 203, Presentation of CBROP the County Treasury shall submit the County Budget Review and Outlook Paper approved by the

County Executive Committee in accordance with section 118 of the Public Finance Management Act, 2012 to the Assembly.

- 1) Upon being laid before the Assembly, the County Budget Review and Outlook Paper shall be committed to the respective Sectoral Committees.
- 2) In considering the County Budget Review and Outlook Paper, each Sectoral Committee shall consult with the respective County Executive Committee Member and submit a report to the Budget and Appropriations Committee within fourteen (14) days.
- 3) The Budget and Appropriations Committee shall within fourteen (14) days consider and consolidate the reports of the Sectoral Committees and submit the same to the Assembly for approval.
- 4) The Assembly shall consider the Report prepared under paragraph (4) within fourteen (14) days. The County Treasury shall take into account the recommendations made by the Assembly while preparing the County Fiscal Strategy paper.

The justification is to ensure that CBROP is passed before recess in December to allow treasury sufficient time to consider Assembly recommendations when preparing the CFSP.

I really will not say much except read the final recommendation of the committee. Following the successful review of the Standing Orders, the following House Business Committee made the following recommendations, and this is where the key is;

- i. That, the House does consider the amendments with a view to adopting them with necessary modifications if any.
- ii. That the HBC does fast-track the adoption of the development and adoption on the remaining House manuals.

All the other manuals should also be completed. Thank you Mr Speaker, I have gone through the document for the sake of the HANSARD, in case this document should ever be misplaced. Thank you Mr Speaker, I move and wish to call Hon. Kamau Ngotho, the member for Karau Ward and a member of the House Business Committee to second.

Speaker: Yes, Member for Karau, Hon. Kamau Ngotho.

Hon. Kamau Ngotho: Thank you Mr Speaker, I rise to second this motion but, first allow me to acknowledge the presence of the form Four History class from Nyakiambi Girls Secondary School. I can see the teachers and a few students, presumably the student leaders and I hope that some of them will make their way into this Hon. House or even the Senate and National Assembly in the future.

There is not much to say about the report because the Hon. Member has highlighted all there is to it and all the standing orders that are to be amended. For the sake of our visiting dignitaries, standing orders have been in use since 1902, with the Australian Parliament being the first parliament to utilize them. They highlight the procedures and rules of the House. In addition to the Standing orders, the House relies on other instruments like the Constitution of Kenya and the County Governments Act and I believe our visitors are well versed with them.

Mr Speaker, there was not much to be changed in the Standing Orders because they have served us well for the last four years. The taskforce did a commendable job, I see lawyers (The Ag. Clerk, Moses, Samuel, Kennedy, Kahinga and Muthui), researchers (Grace, Irungu and Aurelia) and, I know they did tremendous research. I have noted, however, they quoted standing order number 232 as follows:

Standing Order 232 of Nyandarua County Assembly provides that, ‘At least once in every term of the Assembly, not later than six months to the end of the term, the Procedure and Rules Committee shall review the Standing Orders and make a report to the Assembly recommending the Standing Orders, if any, to be amended.

I believe they must be referring to the Senate’s standing orders because ours had been changed. This is our second review and in the first review, the Rules and Procedures Committee was absorbed by the House Business Committee. I thank the deputy majority leader for going through the new standing orders and I hope the final copy will be published as soon as possible because should we adopt them, we are going to use them for the rest of our term. Since there is not much that has changed, except the introduction of a few clauses on CBROP and the CFSP, I hope the publication will be done soon. Thank you Mr. Speaker, I second

(Question proposed)

Speaker: Yes Member for Keriita, Hon. Paul Maina Nderitu.

Hon. Maina Nderitu: Thank you Mr. Speaker, I rise to support this motion. As the Members have constantly stated, let us leave this House better than we found it. I wish to congratulate the House Business committee, led by the Hon. Speaker, for bringing us such a comprehensive report and because it is self-explanatory, I will not dwell much on it except calling the mover to respond.

Speaker: Yes, motion mover, Hon. Michael Njoroge Kirumba.

Hon. Michael Kirumba: Thank you Mr Speaker, I wish to thank the House for doing what they are expected to and the staff for their commitment. It is my hope that the publication will be fast-tracked. Mr Speaker, I would like to seek your guidance regarding the putting of the question on such an important motion. Our Standing Order number 52 allows the Speaker to put off putting the question to a later date. There could be members here who would like to forward further proposals on amendments but if you put the question now, the debate will be indefinitely closed. Finally, Mr Speaker, I wish our visitors the very best and assure them that in future, they will be where we are because the sky is the limit. I remember as a little boy we used to go to Nairobi to see what they are seeing here today. This is a replica of the National Assembly, except that we do not have a red carpet. Thank you Mr. Speaker, I beg to move.

(Question put and agreed to.)

Speaker: I beg your pardon, Hon. Members, the Member for Kipipiri had requested that we put off putting of the question, pursuant to Standing order 52 to allow for members to forward any other amendment they may have. Consequently, we shall put the question on Tuesday the 21st day of February 2017 at 2.30 p.m. The chair was also expected to give a communication regarding the formation of an Ad-Hoc Committee that was to be formed by the House Business Committee to conduct an inquiry into the casuals’ petition but the communication will be done tomorrow.

Next order.

ADJOURNMENT

Having exhausted the business for today, this House stands adjourned until tomorrow, Thursday, the 16th day of February 2017 at 2.30 pm.

(The House rose at 3.55 p.m.)

